

DOCUMENT RESUME

ED 253 181

HE 018 090

TITLE Dentistry and Dental Hygiene Handbook.
INSTITUTION New York State Education Dept., Albany. Office of the Professions.
REPORT NO NYS-PLS-HB-50-51
PUB DATE Sep 84
NOTE 63p.
PUB TYPE Guides - Non-Classroom Use (055) --
Legal/Legislative/Regulatory Materials (090) --
Tests/Evaluation Instruments (160)

EDRS PRICE MF01/PC03 Plus Postage.
DESCRIPTORS Allied Health Occupations Education; *Certification; College Programs; *Credentials; *Dental Hygienists; *Dentistry; Higher Education; Medical Education; Records (Forms); State Agencies; State Boards of Education; State Legislation; *State Licensing Boards; *State Standards
IDENTIFIERS *New York

ABSTRACT

A reference guide to laws, rules, and regulations that govern dentistry and dental hygiene practice in New York State is presented. In addition to identifying licensing requirements/procedures for dentists and dental hygienists, general provisions of Title VIII of the Education Law are covered, along with state management, professional misconduct, and unauthorized acts. Regulations of the Commissioner of Education are also provided, along with an application form for license and first registration, a certification form of professional education, a certification form of licensure, and a personal affidavit of professional practice. Rules of the New York Board of Regents on unprofessional conduct are also presented, including general provisions for all professions, general provisions for health professions, and special provisions for the dental and dental hygiene professions. Also provided is a U.S. and Canadian state/province listing of accredited dental programs, with the college's address, and the name of the dean of the dental school. Accredited dental hygiene programs in the United States and Canada are listed. (SW)

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The University of the State of New York
THE STATE EDUCATION DEPARTMENT
Office of the Professions
Division of Professional Licensing Services
Cultural Education Center
Albany, New York 12230



HE 018090

DENTISTRY AND DENTAL HYGIENE HANDBOOK

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PREFACE

This handbook has been developed to serve as a reference guide highlighting those laws, rules and regulations that govern dentistry and dental hygiene practice in the State of New York. The handbook sets forth the requirements and procedures to follow in obtaining a license and first registration as a dentist and dental hygienist.

You are welcome to call the following phone numbers for inquiries related to:

Candidate Processing Status	474-3279
Verification of Licensure or Registration	474-6097
Certification of New York State Licensure	474-6097
Registration Status	474-3810
License Parchments	474-5170
Scope of Practice Issues	474-3838

DENTISTRY AND DENTAL HYGIENE HANDBOOK

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PROFESSIONAL REGULATION IN NEW YORK STATE

State regulation in 31 fields of professional practice, including issuance of licenses and enforcement of rules of professional conduct, is vested in the Board of Regents in New York.

Practice of a profession is a public trust, earned through educational preparation, experience, passing rigorous examinations, and commitment on the part of the practitioner to public service. The professional carries out that trust in accordance with ethical standards developed through years — often decades and even centuries — of the best professional traditions, and with state law and regulations. We urge that professional practitioners be conscious always of the very special obligations of public service and of ethical conduct that the privilege of licensure creates.

The New York system of professional regulation is unique in that it places a citizen body, the Board of Regents, responsible for education at all levels, in charge of the education, licensing and discipline of the professions. It is also unique in providing for boards to advise the Commissioner and the Regents on all matters relating to licensure and discipline. The boards, each aided by an Executive Secretary whom the Regents appoint, provide communication links to the professions and the public. The boards make recommendations on policy and on disciplinary issues and provide advice to the Department and the Board of Regents.

Bringing education, licensure and discipline together provides a wide scope of authority, accountability, and consistency of policy across the professions. Centralizing data processing, examination and other licensing services, and the investigation and processing of professional discipline cases is also cost effective.

Under policy established by the Board of Regents the Title VIII professions are administered through the following units of the Office of the Professions in the Office of Higher and Professional Education.

Professional Education and Professional Boards

The Department monitors programs of professional education according to standards for registration (accreditation) established by the Board of Regents. Specifically, through Board Executive Secretaries and consultants, the Department evaluates proposed new programs as well as currently registered programs in some 300 institutions that prepare individuals for the practice of one or more professions. Information concerning registered programs, including licensure-qualifying programs in the professions, may be obtained by contacting the appropriate Board office.

Twenty state boards for the professions are appointed by the Board of Regents to advise the Depart-

ment and the Regents on matters relating to professional licensure, practice and conduct. The law provides that these boards comprise a number of licensed professionals and one or more "public members," consumers of the services provided by the profession concerned. Some 300 persons, including public members, serve on the 20 boards.

Questions regarding the practice of dentistry or dental hygiene may be directed to:

State Board for Dentistry
New York State Education Department
Cultural Education Center
Albany, N.Y. 12230
Telephone — (Area Code 518) 474-3838

Professional Licensing Services

The Division of Professional Licensing Services of the State Education Department issues more than 50 different authorizations to practice in the 31 professions licensed or otherwise credentialed by the Department and Board of Regents. In cooperation with the Executive Secretary of the State Board in each licensed profession, the Division of Professional Licensing Services is responsible for enforcing licensing rules and regulations and assuring that the standards set by law are met prior to licensure.

The Division also administers the reregistration system for licensed professionals practicing in the State. In order to practice or use a professional title in New York, a professional must be registered as well as licensed. The registration period is specific for each profession and expires for all members of that profession on the date indicated on each practitioner's registration certificate. It is the responsibility of the professional to maintain current registration. It is also the professional's responsibility to notify the Department of any change of address or of name. **Only if the Department has current information about the practitioner can the Department provide reregistration materials routinely.**

DPLS comprises several units which provide specialized services to professionals and the public, including:

Customer Service Unit — for verification of licensure and registration, certification of New York licensure for other state licensing agencies, and "freedom of information" requests.

(518-474-6097) To verify license/registration status (toll-free for New York State residents only 1-800-342-3719).

Registration Unit — for registration problems

and changes in data, including name and address. (518-474-3810)

Practitioner Services Unit — for certification of professional service corporation and certain "grandfathered" business corporations. (518-474-8225)

To write to a specific unit within the Division of Professional Licensing Services, letters should be addressed to the attention of that Unit and sent to:

New York State Education Department
Division of Professional Licensing Services
Cultural Education Center
Albany, N.Y. 12230

Professional Discipline

A license permitting an individual to practice in New York State is in effect for the lifetime of the holder unless use of the license is affected by a finding of professional misconduct. Professional misconduct is defined in Section 6509, Education Law, and in Part 29, Rules of the Board of Regents. It is the responsibility of each professional to be aware of the laws and regulations covering his or her profession. Copies of statute and rules are available upon request to the Office of Professional Discipline or Division of Professional Licensing Services at the addresses cited.

The Office of Professional Discipline, State Education Department, enforces standards of professional conduct in all professions, provided that in medicine initial enforcement action is vested in the Office of Professional Medical Conduct, Department of Health. Any person who suspects or has knowledge of professional misconduct should report the information to the appropriate office. (Physicians are required by law to make such reports; failing to do so is, in itself, misconduct.) When either office discovers a possible violation of standards, it starts professional misconduct proceedings. Final disciplinary actions in all professions are taken by the Board of Regents. If the Regents decide that a licensed person has acted unprofessionally, they may suspend or revoke the authorization to practice. The Regents may also impose fines and other appropriate penalties.

Professional misconduct includes practicing fraudulently, negligently, or incompetently; practicing while

being impaired by alcohol, drugs, or mental disability; being convicted of a crime; and similar serious matters. Some examples of misconduct are: physically abusing a patient, not keeping proper records, ordering excessive tests, behaving in a way that indicates moral unfitness, providing treatment or services which were not authorized, neglecting a patient in need of immediate care, guaranteeing a cure, and others.

Fee disagreements do not represent misconduct; but double billing or other fraudulent billing or charging for unnecessary services, tests or procedures does constitute misconduct.

Telephone calls or letters reporting professional misconduct will be treated confidentially. To report misconduct, for professions other than medicine:

Write the New York State Education Department, Office of Professional Discipline, 622 Third Avenue, New York, NY 10017.
Telephone: 212-557-2100.

Or call the **Professional Misconduct Hotline**: 1-800-442-8106. The call is toll-free from anywhere in New York State. (On holidays or during nonbusiness hours, you may call and leave a recorded message. Your call will be returned.) Or call or write the regional office nearest you:

Albany: Office of Professional Discipline, State Education Department, Cultural Education Center, Albany, NY 12230. Telephone: 518-474-3861.

Buffalo: Office of Professional Discipline, 2 Pleasant Avenue West, Lancaster, NY 14086. Telephone: 716-681-2860 or 2861.

Long Island: Office of Professional Discipline, 525 Half Hollow Road, Dix Hills, NY 11746. Telephone: 516-549-2371 or 2321.

Rochester: Office of Professional Discipline, P.O. Box 50, 150 Telephone Road, West Henrietta, NY 14586. Telephone: 716-334-5184 or 5469.

Syracuse/Utica: Office of Professional Discipline, Tecumseh School-Room 11, Nottingham & Waring Road, Jamesville, NY 13078. Telephone: 315-445-2111 or 2112.

White Plains: Office of Professional Discipline, 55 Church Street, White Plains, NY 10601. Telephone: 914-761-8067.

SUMMARY OF LICENSURE REQUIREMENTS FOR DENTISTRY AND DENTAL HYGIENE

I. GENERAL REQUIREMENTS

All Candidates

1. Education — (See II.)
2. Examination — (See III.)
3. Citizenship — Candidates for licensure must be either United States citizens or aliens lawfully admitted for permanent residence in the United States. Documentation beyond the candidate affirmation is not required.
4. Good Moral Character — Candidates for licensure must be of good moral character.
5. Age — Candidates for dental licensure by examination must be at least twenty-one (21) years old and candidates for dental hygiene licensure by examination must be at least seventeen (17) years old. Candidates for licensure by endorsement must be at least twenty-one (21) years old.
6. Application — Candidates for licensure must file the completed application forms enclosed in this Handbook, and submit fees and examination results as required by the department (see IV & V).

II. EDUCATION REQUIREMENTS

A. Dentistry.

All candidates must complete 60 semester hours of preprofessional college education including courses in general chemistry, organic chemistry, biology or zoology and physics and a program of dental education of not less than four academic years.

1. Graduates of *accredited* (domestic) programs (see page 31) may be admitted to licensing examinations during the last year of dental school. However, school certification of the projected graduation date must be submitted 60 days prior to the examination and final certification submitted after graduation in accordance with regulation.
2. Graduates of *unaccredited* (foreign) dental programs must complete two academic years of study in an accredited dental school and shall present certification by the Dean of the accredited school that the candidate is prepared to enter the New York State licensing examinations.

B. Dental Hygiene.

All candidates must complete an *accredited* dental hygiene program (see page 36). Candidates may be admitted to licensing examinations during the last year of study.

III. EXAMINATION REQUIREMENTS

A. General Provisions.

Filing and deadline requirements may differ between national and regional examinations not conducted by the Department and New York State examinations conducted by the Department. For New York State conducted examinations, applications for admission must be postmarked at least 60 calendar days before the scheduled examination. An admission card issued by the Department approximately 3 weeks before the examination is required for admission.

CANDIDATES NEEDING SPECIAL ASSISTANCE FOR SUCH EXAMINATIONS DUE TO HANDICAPPING CONDITION OR SPECIAL ACCOMMODATIONS DUE TO RELIGIOUS OBSERVANCES SHALL ATTACH TO THEIR APPLICATION APPROPRIATE DOCUMENTATION DESCRIBING THE CIRCUMSTANCES INVOLVED.

Candidates who fail to appear or who wish to repeat any section of a Departmental examination shall pay a readmission fee. (See Section V.)

ALL CANDIDATES SHALL DEMONSTRATE, BY SIGNING AN AFFIDAVIT CONTAINED IN THE APPLICATION, THAT THEY HAVE READ AND AGREED TO ABIDE BY THE LAWS, RULES AND REGULATIONS PERTAINING TO DENTISTRY IN NEW YORK STATE.

B. Dentistry Examinations.

1. Written examinations:

All dentists must attach passing scores on Parts I and II of the National Board Dental Examination.

For application to the National Board examination or transmittal of scores to the New York State Education Department,

contact: Commission on National Dental Examinations, 211 East Chicago Avenue, Chicago, Illinois 60611.

COPIES OF EXAMINATION SCORES SUBMITTED BY THE CANDIDATE CANNOT BE ACCEPTED.

2. Clinical (practical) examinations:

Graduates of accredited dental programs may take the Northeast Regional Board of Dental Examiners clinical examination. For admission contact the Northeast Regional Board of Dental Examiners, Inc., Washington, D.C. 20007.

Graduates of unaccredited dental programs or candidates seeking clinical examination credit toward licensure only in New York State may take the New York State clinical examination in dentistry conducted by the Department. Proof of satisfactory performance on the National Board examination and proof of professional liability coverage are required for admission. Candidates who do not pass the entire examination may retain limited credit for acceptable grades on individual subjects on the clinical examination in accordance with regulation (see page 24, Section 61.2(g)).

Candidates admitted to the clinical examinations in dentistry will receive additional instructional materials regarding the examination from the Division of Professional Licensing Services.

C. Dental Hygiene Examination.

The New York State Dental Hygiene Licensing examination requirement consists of the National Board Dental Hygiene examination (written) and Northeast Regional Board of Dental Examiners examination (clinical).

For application to National Board Dental Hygiene Examination or transmittal of examination scores to the New York State Education Department, contact: The Commission on National Dental Examination, 211 East Chicago Avenue, Chicago, Illinois 60611.

COPIES OF EXAMINATION SCORES SUBMITTED BY THE CANDIDATE CANNOT BE ACCEPTED.

For application to the Northeast Regional Board Examination, contact: the administrative office of Dental Hygiene schools or the Northeast Regional Board of Dental

Examiners, Inc., P.O. Box 3643, Georgetown Station, Washington, D.C. 20007.

D. Endorsement.

Dentists & Dental Hygienists

On an individual basis, the Department may endorse the license issued by another state if the applicant has satisfied New York's educational and examination requirements and has engaged in satisfactory practice for at least two years in accordance with regulations.

IV. COMPLETING THE APPLICATION FORMS

A temporary mailing address may be used to expedite correspondence. Prior to licensure, the candidate must provide an address of record which will be printed on registration certificates and used for future correspondence. Changes of address must be reported to the department in writing within 30 days.

1. Form 1 — Basic Application Form. This form is completed by the candidate and returned directly to the department. Dentistry applicants should indicate whether applying for admission to the clinical examination in dentistry in New York State or applying for licensure on the basis of the clinical examinations conducted by the Northeast Regional Board. If applying on the basis of the regional examinations, indicate the preferred examination dates.

a. Graduates of unaccredited dental programs must submit satisfactory documentation of completion of all required education, in accordance with the following requirements:

i. Submission of credentials: Only original documents or copies verified by the New York State Education Department will be evaluated. Credentials may be submitted by certified mail or in person to either of the two locations cited below. Candidates who wish to submit their original documents in person may bring the originals and an acceptable photocopy of each document to either location between the hours of 10:00 a.m. and 12:00 noon or 2:00 p.m. and 4:00 p.m., Monday through Friday. Evaluations are done only at the Albany office.

Office of Professional
Discipline
622 Third Avenue
New York, New York
10017

Division of Professional
Licensing Services
Room 3000
Cultural Education Center
Empire State Plaza
Albany, New York 12230

- ii. Translations: Any document not printed in English must be accompanied by an acceptable translation and include all written and printed matter on the original document.

An Affidavit of Accuracy must accompany the translation. The translator must affirm having read the entire translation after it has been completed, that the entire document has been translated, that nothing has been omitted or added, and that the translation is true and correct.

Translations and qualifications of translators are reviewed individually and those not meeting the requirements of the Department will be returned. The Department will only accept translations performed by the candidate if they have been checked by a qualified translator who provides an Affidavit of Accuracy.

THE ORIGINAL TRANSLATION
WILL BE RETURNED TO THE CANDIDATE ONLY IF A PHOTOCOPY
OF THE ENTIRE TRANSLATION
(INCLUDING THE AFFIDAVIT OF
ACCURACY) IS SUBMITTED.

2. Form 2 — Certification of Professional Education. Section I of this certificate is completed by the candidate and forwarded to the professional school for submission to the Department. (The Form 2 is not necessary if an authorized official from an accredited program has certified the candidate to the Department directly.)
3. Form 3 — Certification of Licensure. Section I of this certificate is completed by the candidate and forwarded to the appropriate licensing agency for submission to the Department. This certification must list the date of original licensure in the state in which the candidate has been licensed by examination (both written and clinical) and bear the state seal and the signature of the appropriate official.
4. Form 4 — Personal Affidavit of Professional Practice. This affidavit must be completed by the candidate and list all professional practice from graduation from professional school to the present.

5. Form 5 — Supporting Affidavit of Professional Practice. This affidavit must be completed by a dentist (or dentists) licensed in good standing in the state in which the candidate is licensed. More than one affidavit may be necessary for comprehensive certification of the required two years of professional practice.

6. Form 6 — Limited Permit Application in Dentistry (see Section VI). Section I of this application is completed by the candidate and forwarded to the employer for submission to the Department. The Form 2, Certification of Professional Education, must also be completed by the candidate and the appropriate dental school.

- B. The completed application materials should be mailed to:

Division of Professional Licensing Services
Cultural Education Center
Albany, N.Y. 12230.
Att: Dentistry/Dental Hygiene Unit

V. FEE INFORMATION

A. Statutory Fee Schedule:

	Dentistry	Dental Hygiene
	Total	Total
Licensure by exam (including first registration)	\$245	\$95
Licensure without exam (including first registration)	195	70
Readmission to exam	65	30
Limited Permit Certification of New York State examination results and licensure status to another state	60	—
	20	20

A check or money order for the appropriate fee made payable to the New York State Education Department must accompany the forms. Payment submitted from outside the United States must be made payable by check or draft on a United States Bank and in United States currency. Payments submitted in any other form will not be accepted.

B. Fee Refunds:

Upon *written* request, an applicant may withdraw application for licensure and request partial refunds of fees paid to the department within two years of withdrawal or denial of the original application, whichever occurs first. Section 110 of the Education Law provides that applicants for professional licenses not receiving such licenses may be granted partial refunds not exceeding 50 percent of the statutory fees paid to the department unless they have failed the examination for such licenses, in which case a refund may not be made. A person who obtains a partial refund of the original fee and who later applies for New York State licensure must pay full licensure and registration fees in effect at that time.

C. Duration of First Registration:

Triennial registration periods for dentistry and dental hygiene are established by law, as follows:

May 1, 1984 — April 30, 1987

May 1, 1987 — April 30, 1990

May 1, 1990 — April 30, 1993

The fee for first registration of new licensees normally remains valid through the expiration date of the registration period in place at the date of licensure. Those persons licensed during the final four months of a registration period will automatically be registered for the succeeding period as well without an additional fee.

VI. LIMITED PERMITS

1. Dentistry

A. A limited permit may be issued to eligible dental licensure candidates in the following two settings:

i. A graduate of a dental college who is employed by a registered school of dentistry or dental hygiene to instruct and supervise clinical dentistry or dental hygiene for students in that school and who practices dentistry only on the premises of such registered school or premises used for instruction.

ii. A graduate of a dental college meeting the educational qualifications for admission to the licensing examination and employed in a hospital or dental facility approved by an appropriate agency and under the direction or supervision of a licensed dentist. No such permit shall be issued or renewed unless such graduate has a bona fide offer of a position in such a hospital or dental facility.

B. Renewal. A limited permit is valid for one year or until ten days after notification of denial of eligibility or failure on the licensing examination, whichever comes first. A limited permit may be renewed for one year. If a permittee is serving in a residency program in a hospital annual renewals are available until the residency is completed. A limited permit once expired may not be renewed.

2. Dental Hygiene

Limited permits are not issued in the profession of dental hygiene.

SECTION 4: TITLE VIII OF THE EDUCATION LAW

ARTICLE 130

GENERAL PROVISIONS

SUBARTICLE 1. INTRODUCTORY SUMMARY

§ 6500. Introduction

This title provides for the regulation of the admission to and the practice of certain professions. This first article applies to all the professions included in this title, except that prehearing procedures and hearing procedures in connection with the regulation of professional conduct of the profession of medicine shall be conducted pursuant to the provisions of Title II-A of article two of the public health law. Each of the remaining articles applies to a particular profession.

§ 6501. Admission to a profession (licensing)

Admission to practice of a profession in this state is accomplished by a license being issued to a qualified applicant by the education department. To qualify for a license an applicant shall meet the requirements prescribed in the article for the particular profession.

§ 6502. Duration and registration of a license

1. A license shall be valid during the life of the holder unless revoked, annulled or suspended by the board of regents. A licensee must register with the department to practice in this state.

2. The department shall establish the beginning dates of the registration periods for each profession and mail an application for registration to every licensee currently registered at least four months prior to the beginning of the registration period for the respective profession.

3. An application for registration and the required registration fee shall be submitted together with or as a part of the application for a license. A person initially licensed or a licensee resuming practice after a lapse of registration in the last four months of a registration period shall be registered for the succeeding registration period without an additional registration fee. The department shall renew the registration of each licensee upon receipt of a proper application, on a form prescribed by the department, and the registration fee. Any licensee who fails to register by the beginning of the appropriate registration period shall be required to pay an additional fee for late filing of five dollars for each month that registration has been delayed while such licensee

continued to practice his profession. The licensee resuming practice after a lapse of registration shall be permitted to practice without actual possession of the registration certificate for not more than four months after mailing to the department the required application fee.

4. Any licensee who is not engaging in the practice of his profession in this state and does not desire to register shall so advise the department. Such licensee may subsequently register and resume practice without paying an additional fee for failure to register at the beginning of the registration period.

5. Licensees shall notify the department of any change of name or mailing address within thirty days of such change.

§ 6503. Practice of a profession

Admission to the practice of a profession (1) entitles the licensee to practice the profession as defined in the article for the particular profession, (2) entitles the individual licensee to use the professional title as provided in the article for the particular profession, and (3) subjects the licensee to the procedures and penalties for professional misconduct as prescribed in this article (sections sixty-five hundred nine, sixty-five hundred ten, and sixty-five hundred eleven).

§ 6504. Regulation of the professions

Admission to the practice of the professions (licensing) and regulation of such practice shall be supervised by the board of regents (section sixty-five hundred six) and administered by the education department (section sixty-five hundred seven), assisted by a state board for each profession (section sixty-five hundred eight).

§ 6505. Construction

No definition of the practice of a profession shall be construed to restrain or restrict the performance of similar acts authorized in the definition of other professions.

§ 6505 — a. Professional referrals

There shall be no monetary liability on the part of, and no cause of action for damages shall arise against, any association or society of professionals authorized to practice under this title, or any employee, agent, or

member thereof, for referring any person to a member of the profession represented by such association or society provided that such referral was made without charge as a service to the public, and without malice, and in the reasonable belief that such referral was warranted, based upon the facts disclosed.

SUBARTICLE 2. STATE MANAGEMENT

§ 6506. Supervision by the board of regents

The board of regents shall supervise the admission to and the practice of the professions. In supervising, the board of regents may:

1. Promulgate rules;
2. Establish by rule, high school, preprofessional, professional and other educational qualifications required for licensing in the professions regulated by this title;
3. Charter schools offering educational programs for the professions regulated by this title, and no such school shall operate in this state without such a charter, except Columbia University, any school chartered by special act of the legislature prior to September one, nineteen hundred seventy-one, and schools specifically authorized to conduct such programs by the regents;
4. Appoint such committees as it deems necessary and compensate members of such committees who are not members of the board of regents or the department up to one hundred dollars per day for each day devoted to committee functions, together with their necessary expenses;
5. Waive education, experience and examination requirements for a professional license prescribed in the article relating to the profession, provided the board of regents shall be satisfied that the requirements of such article have been substantially met;
6. Indorse a license issued by a licensing board of another state or country upon the applicant fulfilling the following requirements:
 - a. Application: file an application with the department;
 - b. Education: meet educational requirements in accordance with the commissioner's regulations;
 - c. Experience: have experience satisfactory to the board and in accordance with the commissioner's regulations;
 - d. Examination: pass an examination satisfactory to the board and in accordance with the commissioner's regulations;
 - e. Age: be at least twenty-one years of age;
 - f. Citizenship or immigration status: be a United States citizen or an alien lawfully ad-

mitted for permanent residence in the United States;

- g. Character: be of good moral character as determined by the department.
7. Direct the department to remedy any error, omission, delay or other circumstance in the issuance or registration of a license;
8. Designate a professional conduct officer, who shall be the chief administrative officer of the office of the professions, or his designee, in connection with professional licensing and misconduct proceedings and criminal matters, such officer to be empowered to issue subpoenas and administer oaths in connection with such proceedings;
9. Establish by rule, standards of conduct with respect to advertising, fee splitting, practicing under a name other than that of the individual licensee (when not specifically authorized), proper use of academic or professional degrees or titles tending to imply professional status, and such other ethical practices as such board shall deem necessary; and
10. Delegate to department officers the disposition of any licensing matters pursuant to rules.

§ 6507. Administration by the education department

1. The commissioner and the department shall administer the admission to and the practice of the professions.
2. In administering, the commissioner may:
 - a. Promulgate regulations;
 - b. Conduct investigations;
 - c. Issue subpoenas;
 - d. Grant immunity from prosecution in accordance with section 50.20 of the criminal procedure law to anyone subpoenaed in any investigation or hearing conducted pursuant to this title; and
 - e. Excuse, for cause acceptable to the commissioner, the failure to register with the department. Such excuse shall validate and authorize such practitioner's right to practice pending registration.
3. The department assisted by the board for each profession, shall:
 - a. Establish standards for preprofessional and professional education, experience and licensing examinations as required to implement the article for each profession;
 - b. Review qualifications in connection with licensing requirements; and
 - c. Provide for licensing examinations and reexaminations.

4. The department shall:

- a. Register or approve educational programs designed for the purpose of providing professional preparation which meet standards established by the department.
- b. Issue licenses, registrations, and limited permits to qualified applicants;
- c. (i) Issue a certificate of authority to a qualified professional service corporation being organized under section fifteen hundred three of the business corporation law on payment of a fee of fifty dollars, (ii) file a certified copy of each certificate of incorporation and amendment thereto within thirty days after the filing of such certificate or amendment on payment of a fee of ten dollars, (iii) file the annual statement required by section fifteen hundred fourteen of the business corporation law on payment of a fee of twenty dollars.
- d. Revoke limited permits on the recommendation of the committee on professional conduct for the profession concerned;
- e. Maintain public records of licenses issued and retain in its files identifying data concerning each person to whom a license has been issued;
- f. Collect the fees prescribed by this title or otherwise provided by law;
- g. Prepare an annual report for the legislature, the governor and other executive offices, the state boards for the professions, professional societies, consumer agencies and other interested persons. Such report shall include but not be limited to a description and analysis of the administrative procedures and operations of the department based upon a statistical summary relating to (i) new licensure, (ii) discipline, (iii) complaint, investigation, and hearing backlog, (iv) budget, and (v) the state boards for the professions. Information provided shall be enumerated by profession; and
- h. Establish an administrative unit which shall be responsible for the investigation, prosecution and determination of alleged violations of professional conduct.

5. The commissioner and the department shall perform any other functions necessary to implement this title.

§ 6568. Assistance by state boards for the professions

1. A board for each profession shall be appointed by the board of regents on the recommendation of

the commissioner for the purpose of assisting the board of regents and the department on matters of professional licensing, practice, and conduct. The composition of each board shall be as prescribed in the article relating to each profession. Within each board a committee on licensing may be appointed by the board chairman.

Except as provided in paragraph (a) of this subdivision, the membership of each professional licensing board shall be increased by one member, and each such board shall have at least one public representative who shall be selected by the board of regents from the general public.

- a. The membership of the professional licensing boards created under sections sixty-five hundred twenty-three, sixty-eight hundred four, sixty-nine hundred three, and seventy-four hundred three of this chapter shall be increased by two members, and each such board shall have at least two public representatives, who shall be selected by the board of regents from the general public.
- b. For the purposes of this title, a "public representative" shall be a person who is a consumer of services provided by those licensed or otherwise supervised or regulated by the boards created hereunder, and shall not be, nor within five years immediately preceding appointment have been:
 - (i) a licensee or person otherwise subject to the supervision or regulation of the board to which appointed; or
 - (ii) a person maintaining a contractual relationship with a licensee of such board, which would constitute more than two percentum of the practice or business of any such licensee, or an officer, director, or representative of such person or group of persons.

2. Each board, or its committee on licensing, shall select or prepare examinations, may conduct oral and practical examinations and reexaminations, shall fix passing grades, and assist the department in other licensing matters as prescribed by the board of regents.

3. Each board shall conduct disciplinary proceedings as prescribed in this article and shall assist in other professional conduct matters as prescribed by the board of regents.

4. Members of each board shall be appointed by the board of regents for five-year terms except that the terms of those first appointed shall be arranged so that as nearly as possible an equal number shall terminate annually. A vacancy occurring during a term shall be filled by an appointment by the board of regents for the unexpired term. Each state profes-

sional association or society may nominate one or more candidates for each appointment to be made to the board for its profession, but the board of regents shall not be required to appoint candidates so nominated. Former members of a board may be reappointed by the board of regents, on the recommendation of the commissioner, to serve as members of the board solely for the purposes of disciplinary proceedings, proceedings relating to the moral character of an applicant for licensure, and proceedings relating to applications for the restoration of a professional license. Former board members so appointed may not comprise a majority of any panel.

5. Each member of a board shall receive a certificate of appointment, shall before beginning his term of office file a constitutional oath of office with the secretary of state, shall receive up to one hundred dollars as prescribed by the board of regents for each day devoted to board work, and shall be reimbursed for his necessary expenses. No member shall serve beyond the age of seventy. Any member may be removed from a board by the board of regents for misconduct, incapacity or neglect of duty.

6. Each board shall elect from its members a chairman and vice-chairman annually, shall meet upon call of the chairmen or the department, and may adopt bylaws consistent with this title and approved by the board of regents. A quorum for the transaction of business by the board shall be a majority of members but not less than five members.

7. An executive secretary to each board shall be appointed by the board of regents on recommendation of the commissioner. Such executive secretary shall not be a member of the board, shall hold office at the pleasure of, and shall have the powers, duties and annual salary prescribed by the board of regents.

SUBARTICLE 3. PROFESSIONAL MISCONDUCT

§ 6509. Definitions of professional misconduct

Each of the following is a professional misconduct, any licensee found guilty of such misconduct under the procedures prescribed in section sixty-five hundred ten shall be subject to the penalties prescribed in section sixty-five hundred eleven:

1. Obtaining the license fraudulently,
2. Practicing the profession fraudulently, beyond its authorized scope, with gross incompetence, with gross negligence on a particular occasion or negligence or incompetence on more than one occasion,
3. Practicing the profession while the ability to practice is impaired by alcohol, drugs, physical disability, or mental disability,

4. Being habitually drunk or being dependent on, or a habitual user of narcotics, barbiturates, amphetamines, hallucinogens, or other drugs having similar effects,

5. a. Being convicted of committing an act constituting a crime under:

- (i) New York State law or,
- (ii) Federal law or,
- (iii) The law of another jurisdiction and which, if committed within this state, would have constituted a crime under New York State law;

b. Having been found guilty of improper professional practice or professional misconduct by a duly authorized professional disciplinary agency of another state where the conduct upon which the finding was based would, if committed in New York state, constitute professional misconduct under the laws of New York state;

c. Having been found by the commissioner of health to be in violation of article thirty-three of the public health law.

6. Refusing to provide professional service to a person because of such person's race, creed, color, or national origin,

7. Permitting, aiding or abetting an unlicensed person to perform activities requiring a license,

8. Practicing the profession while the license is suspended, or wilfully failing to register or notify the department of any change of name or mailing address, or if a professional service corporation wilfully failing to comply with sections fifteen hundred three and fifteen hundred fourteen of the business corporation law,

9. Committing unprofessional conduct, as defined by the board of regents in its rules or by the commissioner in regulations approved by the board of regents,

10. A willful violation by a licensed physician of subdivision eleven of section two hundred thirty of the public health law, or

11. A violation of section twenty-eight hundred three-d of the public health law.

§ 6509 — a. Additional definition of professional misconduct; limited application

Notwithstanding any inconsistent provision of this article or of any other provision of law to the contrary, the license or registration of a person subject to the provisions of articles one hundred thirty-one, one hundred thirty-one-a, one hundred thirty-two, one hundred thirty-three, one hundred thirty-seven, one hundred thirty-nine, one hundred forty-one, one hundred forty-three, one hundred forty-four, one hundred fifty-

six and one hundred fifty-nine of this chapter may be revoked, suspended or annulled or such person may be subject to any other penalty provided in section sixty-five hundred eleven of this article in accordance with the provisions and procedure of this article for the following:

That any person subject to the above enumerated articles, has directly or indirectly requested, received or participated in the division, transference, assignment, rebate, splitting or refunding of a fee for, or has directly requested, received or profited by means of a credit or other valuable consideration as a commission, discount or gratuity in connection with the furnishing of professional care, or service, including x-ray examination and treatment, or for or in connection with the sale, rental, supplying or furnishing of clinical laboratory services or supplies, x-ray laboratory services or supplies, inhalation therapy service or equipment, ambulance service, hospital or medical supplies, physiotherapy or other therapeutic service or equipment, artificial limbs, teeth or eyes, orthopedic or surgical appliances or supplies, optical appliances, supplies or equipment, devices for aid of hearing, drugs, medication or medical supplies or any other goods, services or supplies prescribed for medical diagnosis, care or treatment under this chapter, except payment not to exceed thirty-three and one-third per centum of any fee received for x-ray examination, diagnosis or treatment, to any hospital furnishing facilities for such examination, diagnosis or treatment. Nothing contained in this section shall prohibit such persons from practicing as partners, in groups or as a professional corporation nor from pooling fees and moneys received, either by the partnerships, professional corporations or groups by the individual members thereof, for professional services furnished by any individual professional member, or employee of such partnership, corporation or group, nor shall the professionals constituting the partnerships, corporations or groups be prohibited from sharing, dividing or apportioning the fees and moneys received by them or by the partnership, corporation or group in accordance with a partnership or other agreement; provided that no such practice as partners, corporations or in groups or pooling of fees or moneys received or shared, division or apportionment of fees shall be permitted with respect to care and treatment under the workmen's compensation law except as expressly authorized by the workmen's compensation law. Nothing contained in this chapter shall prohibit a medical or dental expense indemnity corporation pursuant to its contract with the subscriber from prorationing a medical or dental expense indemnity allowance among two or more professionals in proportion to the services rendered by each such professional at the request of the subscriber, provided that

prior to payment thereof such professionals shall submit both to the medical or dental expense indemnity corporation and to the subscriber statements itemizing the services rendered by each such professional and the charges therefor.

§ 6510. Proceedings in cases of professional misconduct

In cases of professional misconduct the proceedings shall be as follows:

1. Preliminary procedures.

- a. **Complaint.** A complaint of a licensee's professional misconduct may be made by any person to the education department.
- b. **Investigation.** The department shall investigate each complaint which alleges conduct constituting professional misconduct. The results of the investigation shall be referred to the professional conduct officer designated by the board of regents pursuant to section sixty-five hundred six of this article. If such officer decides that there is not substantial evidence of professional misconduct or that further proceedings are not warranted, no further action shall be taken. If such officer, after consultation with a professional member of the applicable state board for the profession, determines that there is substantial evidence of professional misconduct, and that further proceedings are warranted, such proceedings shall be conducted pursuant to this section. If the complaint involves a question of professional expertise, then such officer may seek, and if so shall obtain, the concurrence of at least two members of a panel of three members of the applicable board.
- c. **Charges.** In all disciplinary proceedings other than those terminated by an administrative warning pursuant to paragraph a of subdivision two of this section, the department shall prepare the charges. The charges shall state the alleged professional misconduct and shall state concisely the material facts but not the evidence by which the charges are to be proved.
- d. **Service of charges and of notice of hearing.** A copy of the charges and notice of any hearing pursuant to subdivision two or three of this section shall be served on the licensee personally by the department at least fifteen days before the hearing. If personal service cannot be made after due diligence and such fact is certified under oath, a copy of the charges and the notice of hearing shall be served by certified mail, return receipt re-

quested to the licensee's last known address by the department at least twenty days before the hearing.

2. Expedited procedures.

- a. Violations. Violations involving professional misconduct of a minor or technical nature may be resolved by expedited procedures as provided in paragraph b or c of this subdivision. For purposes of this subdivision, violations of a minor or technical nature shall include, but shall not be limited to, isolated instances of violations concerning professional advertising or record keeping, and other isolated violations which do not directly affect or impair the public health, welfare or safety. The board of regents shall make recommendations to the legislature on or before June first, nineteen hundred eighty-one, for the further definition of violations of a minor or technical nature. The initial instance of any violation of a minor or technical nature may be resolved by the issuance of an administrative warning pursuant to paragraph b of this subdivision. Subsequent instances of similar violations of a minor or technical nature within a period of three years may be resolved by the procedure set forth in paragraph c of this subdivision.
- b. Administrative warning. If a professional conduct officer, after consultation with a professional member of the state board, determines that there is substantial evidence of professional misconduct but that it is an initial violation of a minor or technical nature which would not justify the imposition of a more severe disciplinary penalty, the matter may be terminated by the issuance of an administrative warning. Such warnings shall be confidential and shall not constitute an adjudication of guilt or be used as evidence that the licensee is guilty of the alleged misconduct. However, in the event of a further allegation of similar misconduct by the same licensee, the matter may be reopened and further proceedings instituted as provided in this section.
- c. Determination of penalty on uncontested minor violations. If a professional conduct officer, after consultation with a professional member of the state board, determines that there is substantial evidence of a violation of a minor or technical nature, and of a nature justifying a penalty as specified in this paragraph, the department may prepare and serve charges either by personal service or by

certified mail, return receipt requested. Such charges shall include a statement that unless an answer is received within twenty days denying the charges, the matter shall be referred to a violations committee consisting of five members of the state board for the profession, at least one of whom shall be a public representative for determination. The violations panel shall be appointed by the executive secretary of the state board. The licensee shall be given at least fifteen days notice of the time and place of the meeting of the violations committee and shall have the right to appear in person and by an attorney and to make a statement to the committee in mitigation or explanation of the misconduct. The department may appear and make a statement in support of its position. The violations committee may issue a censure and reprimand, and in addition, or in the alternative, may impose a fine not to exceed five hundred dollars for each specification of minor, or technical misconduct. If the fine is not paid within three months the matter may be reopened and shall be subject to the hearing and regents decision procedures of this section. The determination of the panel shall be final and shall not be subject to the regents decision procedures of this section. If an answer is filed denying the charges, the matter shall be processed as provided in subdivision three of this section.

- d. Convictions of crimes or administrative violations. In cases of professional misconduct based solely upon a violation of subdivision five of section sixty-five hundred nine of this article, the professional conduct officer may prepare and serve the charges and may refer the matter directly to a regents review committee for its review and report of its findings, determination as to guilt, and recommendation as to the measure of discipline to be imposed. In such cases the notice of hearing shall state that the licensee may file a written answer or brief; that the licensee may appear personally before the regents review committee and may be represented by counsel, and the notice may contain such other information as may be considered appropriate by the department. In lieu of referring the matter to the board of regents, the regents review committee may refer any such matter for further proceedings pursuant to paragraph b or c of this subdivision or subdivision three of this section.

3. Adversary proceedings. Contested disciplinary proceedings and other disciplinary proceedings not resolved pursuant to subdivision two of this section shall be tried before a hearing panel of the appropriate state board as provided in this subdivision.

- a. Notice of hearing. The department shall set the time and place of the hearing and shall prepare the notice of hearing. The notice of hearing shall state (1) the time and place of the hearing, (2) that the licensee may file a written answer to the charges prior to the hearing, (3) that the licensee may appear personally at the hearing and may be represented by counsel, (4) that the licensee shall have the right to produce witnesses and evidence in his behalf, to cross-examine witnesses and examine evidence produced against him, and to issue subpoenas in accordance with the provisions of the civil practice law and rules, (5) that a stenographic record of the hearing will be made, and (6) such other information as may be considered appropriate by the department.
- b. Hearing panel. The hearing shall be conducted by a panel of five or more members of the applicable state board for the profession, at least one of whom shall be a public representative. The executive secretary for the applicable state board shall appoint the panel and shall designate its chairperson. In addition to said panel members, the department shall designate an administrative officer, admitted to practice as an attorney in the state of New York, who shall have the authority to rule on all motions, procedures and other legal objections and shall draft a report for the hearing panel which shall be subject to the approval of and signature by the panel chairperson on behalf of the panel. The administrative officer shall not be entitled to a vote.
- c. Conduct of hearing. The evidence in support of the charges shall be presented by an attorney for the department. The licensee shall have the rights required to be stated in the notice of hearing. The panel shall not be bound by the rules of evidence, but its determination of guilt shall be based on substantial legal evidence. A hearing which has been initiated shall not be discontinued because of the death or incapacity to serve of one member of the hearing panel.
- d. Results of hearing. The hearing panel shall render a written report which shall include (1) findings of fact, (2) a determination of guilty or not guilty on each charge, and (3) in

the event of a determination of guilty, a recommendation of the penalty to be imposed. For the panel to make a determination of guilty, a minimum of four of the voting members of the panel must vote for such a determination. A copy of the report of the hearing panel shall be transmitted to the licensee.

4 Regents decision procedures.

- a. Regents review committee. The transcript and report of the hearing panel shall be reviewed at a meeting by a regents review committee appointed by the board of regents. The regents review committee shall consist of three members, at least one of whom shall be a regent.
- b. Regents review committee meetings. The review shall be based on the transcript and the report of the hearing panel. The licensee may appear at the meeting, and the regents review committee may require the licensee to appear. The licensee may be represented by counsel. The department shall notify the licensee at least seven days before the meeting (1) of the time and place of the meeting, (2) of his right to appear, (3) of his right to be represented by counsel, (4) whether or not he is required to appear, and (5) of such other information as may be considered appropriate. After the meeting, the regents review committee shall transmit a written report of its review to the board of regents. In cases referred directly to the regents review committee pursuant to paragraph d of subdivision two of this section, the review shall be based upon the charges, the documentary evidence submitted by the department, and any answer, affidavits or brief the licensee may wish to submit.
- c. Regents decision and order. The board of regents (1) shall consider the transcript, the report of the hearing panel, and the report of the regents review committee, (2) shall decide whether the licensee is guilty or not guilty on each charge, (3) shall decide what penalties, if any, to impose as prescribed in section sixty-five hundred eleven of this article, and (4) shall issue an order to carry out its decisions. Such decisions shall require the affirmative vote of a majority of the members of the board of regents. If the board of regents disagrees with the hearing panel's determination of not guilty, it shall remand the matter to the original panel for reconsideration or to a new panel for a new hearing. The panel's determination of not guilty on reconsideration or a new hearing shall be final. The order shall be

served upon the licensee personally or by certified mail to the licensee's last known address and such service shall be effective as of the date of the personal service or five days after mailing by certified mail. The licensee shall deliver to the department the license and registration certificate which has been revoked, annulled, suspended, or surrendered within five days after the effective date of the service of the order. If the license or registration certificate is lost, misplaced or its whereabouts is otherwise unknown, the licensee shall submit an affidavit to that effect, and shall deliver such license or certificate to the department when located.

5. Court review procedures. The decisions of the board of regents may be reviewed pursuant to the proceedings under article seventy-eight of the civil practice law and rules. Such proceedings shall be returnable before the appellate division of the third judicial department, and such decisions shall not be stayed or enjoined except upon application to such appellate division after notice to the department and to the attorney general and upon a showing that the petitioner has a substantial likelihood of success.

6. The provisions of subdivisions one through four of this section shall not be applicable to proceedings in cases of professional misconduct involving the medical profession.

7. Notwithstanding any other provisions of the law, persons who assist the department as consultants or expert witnesses in the investigation or prosecution of alleged professional misconduct, licensure matters, restoration proceedings, or criminal prosecutions for unauthorized practice, shall not be liable for damages in any civil action or proceeding as a result of such assistance, except upon proof of actual malice. The attorney general shall defend such persons in any such action or proceedings, in accordance with section seventeen of the public officers law.

8. The files of the department relating to the investigation of possible instances of professional misconduct, or the unlawful practice of any profession licensed by the board of regents, or the unlawful use of a professional title or the moral fitness of an applicant for a professional license or permit, shall be confidential and not subject to disclosure at the request of any person, except upon the order of a court in a pending action or proceeding. The provisions of this subdivision shall not apply to documents introduced in evidence at a hearing held pursuant to this chapter and shall not prevent the department from sharing information concerning investigations with

other duly authorized public agencies responsible for professional regulation or criminal prosecution.

§ 6510a. Proceedings in cases of professional misconduct involving the medical profession

1. Prehearing procedures, hearing procedures and summary action procedures. Prehearing procedures, hearing procedures and summary action procedures in cases of professional misconduct involving the medical profession shall be conducted pursuant to the provisions of Title II-A of article two of the public health law.

2. Regents decision and order. Within sixty days of the transfer of a case of professional misconduct involving the medical profession by the commissioner of health pursuant to section two hundred thirty of the public health law, the board of regents (a) shall consider the transcript, exhibits and other evidence, if any, the findings, conclusions and recommendation of the committee on professional misconduct and the recommendation of the commissioner of health, (b) shall decide whether the licensee is guilty or not guilty on each charge, (c) shall decide what penalties, if any, to impose as prescribed in section sixty-five hundred eleven of this article, and (d) shall issue an order to carry out its decisions. Such decisions shall require the affirmative vote of a majority of the members of the board.

3. Time limitations.

a No failure to comply with a provision of this section requiring that a specified action shall be taken within a specified period of time shall affect the validity of the action taken.

b The time limitations specified in this section for the completion of specified actions may be extended, upon application of a licensee or his attorney, for good cause shown, upon application made prior to the expiration of such time limitations.

4. Court review procedures. The decisions of the board of regents may be reviewed pursuant to the proceedings under article seventy-eight of the civil practice law and rules. Such proceedings shall be returnable before the appellate division of the third judicial department, and such decisions shall not be stayed or enjoined except upon application to such appellate division after notice to the attorney general.

§ 6511. Penalties for professional misconduct

The penalties which may be imposed by the board of regents on a present or former licensee found guilty of

professional misconduct (under the definitions and proceedings prescribed in sections sixty-five hundred nine, sixty-five hundred ten and sixty-five hundred ten-a of this article) are: (1) censure and reprimand, (2) suspension of license, (a) wholly, for a fixed period of time; (b) partially, until the licensee successfully completes a course of retraining in the area to which the suspension applies; (c) wholly, until the licensee successfully completes a course of therapy or treatment prescribed by the regents; (3) revocation of license, (4) annulment of license or registration, (5) limitation on registration or issuance of any further license, (6) a fine not to exceed ten thousand dollars, upon each specification of charges of which the respondent is determined to be guilty, (7) a requirement that a licensee pursue a course of education or training, and (8) a requirement that a licensee perform up to one hundred hours of public service, in a manner and at a time and place as directed by the board. The board of regents may stay such penalties in whole or in part, may place the licensee on probation and may restore a license which has been revoked. Any fine imposed pursuant to this section or pursuant to subdivision two of section sixty-five hundred ten of this article may be sued for and recovered in the name of the people of the state of New York in an action brought by the attorney general. In such action the findings and determination of the board of regents or of the violations committee shall be admissible evidence and shall be conclusive proof of the violation and the penalty assessed.

SUBARTICLE 4. UNAUTHORIZED ACTS

§ 6512. Unauthorized practice a crime

1. Anyone not authorized to practice under this title who practices or offers to practice or holds himself out as being able to practice in any profession in which a license is a prerequisite to the practice of the acts, or who practices any profession as an exempt person during the time when his professional license is suspended, revoked or annulled, or who aids or abets an unlicensed person to practice a profession, or who fraudulently sells, files, furnishes, obtains, or who attempts fraudulently to sell, file, furnish or obtain any diploma, license, record or permit purporting to authorize the practice of a profession, shall be guilty of a class E felony.

2. Anyone who knowingly aids or abets three or more unlicensed persons to practice a profession or employs or holds such unlicensed persons out as being able to practice in any profession in which a license is a prerequisite to the practice of the acts, or who knowingly aids or abets three or more persons

to practice any profession as exempt persons during the time when the professional licenses of such persons are suspended, revoked or annulled, shall be guilty of a class E felony.

§ 6513. Unauthorized use of a professional title a crime

1. Anyone not authorized to use a professional title regulated by this title, and who uses such professional title, shall be guilty of a class A misdemeanor.

2. Anyone who knowingly aids or abets three or more persons not authorized to use a professional title regulated by this title, to use such professional title, or knowingly employs three or more persons not authorized to use a professional title regulated by this title, who use such professional title in the course of such employment, shall be guilty of a class E felony.

§ 6514. Criminal proceedings

1. All alleged violations of sections sixty-five hundred twelve or sixty-five hundred thirteen of this article shall be reported to the department which shall cause an investigation to be instituted. If the investigation substantiates that violations exist, such violations shall be reported to the attorney general with a request for prosecution.

2. The attorney general shall prosecute such alleged offenses in the name of the state, provided, however, in the event of alleged violations of article one hundred fifty-five of this title occurring in cities with a population of one million or more, a district attorney may prosecute such alleged offenses in the name of the state provided, however, that any district attorney may prosecute such offenses where they are incidental to a criminal prosecution instituted by him under other statutes.

3. All criminal courts having jurisdiction over misdemeanors are hereby empowered to hear, try and determine alleged violations under this title, which constitute misdemeanors, without indictment and to impose applicable punishment of fines or imprisonments or both. It shall be necessary to prove in any prosecution under this title only a single prohibited act or a single holding out without proving a general course of conduct.

4. A proceeding before a committee on professional conduct shall not be deemed to be a criminal proceeding within the meaning of this section.

§ 6515. Restraint of unlawful acts

Where a violation of this title is alleged to have occurred, the attorney general or, in the event of alleged violations of article one hundred fifty-five of this title occurring in cities having a population of one million or more, the corporation counsel may apply to the supreme court within the judicial district in which such violation is alleged to have occurred for an order enjoining or restraining commission or continuance of

the unlawful acts complained of. The court shall have jurisdiction of the proceedings and shall have power to grant such temporary relief or restraining order as it deems just and proper. In any such proceeding it shall be unnecessary to allege or prove that an adequate remedy at law does not exist or that irreparable damage would result if such order were not granted. The remedy provided in this section shall be in addition to any other remedy provided by law or to the proceedings commenced against a licensee under this title.

THE EDUCATION LAW

ARTICLE 133

DENTISTRY AND DENTAL HYGIENE

Section	6600. Introduction.
	6601. Definition of practice of dentistry.
	6602. Practice of dentistry and use of title "dentist".
	6603. State board for dentistry.
	6604. Requirements for a license as a dentist.
	6605. Limited permits.
	6606. Definition of practice of dental hygiene.
	6607. Practice of dental hygiene and use of title "dental hygienist".
	6608. State committee on dental hygiene.
	6609. Requirements for a license as a dental hygienist.
	6610. Exempt persons.
	6611. Special provisions.

§ 6600. **Introduction.** This article applies to the professions of dentistry and dental hygiene. The general provisions for all professions contained in article one hundred thirty of this title apply to this article.

§ 6601. **Definition of practice of dentistry.** The practice of the profession of dentistry is defined as diagnosing, treating, operating, or prescribing for any disease, pain, injury, deficiency, deformity, or physical condition of the human mouth, including the teeth, alveolar process, gums, or jaws, and adjacent tissues; or except by the use of impressions or casts made by a licensed dentist and on his written dental laboratory prescription, furnishing, supplying, constructing, reproducing, or repairing prosthetic dentures, bridges, appliances or other structures to be used and worn as substitutes for natural teeth, or, in the treatment of abnormal conditions of the teeth or jaws or adjacent tissues; or, placing such devices in the mouth or adjusting the same. The practice of dentistry may include performing physical evaluations in conjunction with the provision of dental treatment.

§ 6602. **Practice of dentistry and use of title "dentist".** Only a person licensed or otherwise authorized to practice under this article shall practice dentistry or use the title "dentist".

§ 6603. **State board for dentistry.** A state board for dentistry shall be appointed by the board of regents on recommendation of the commissioner for the purpose of assisting the board of regents and the department on matters of professional licensing and professional conduct in accordance with section sixty-five hundred eight of this title. The board shall be composed of not less than thirteen dentists licensed in this state for at least five years and two dental hygienist licensed in

this state for at least five years. An executive secretary to the board shall be appointed by the board of regents on recommendation of the commissioner and shall be a dentist licensed in this state.

§ 6604. **Requirements for a license as a dentist.** To qualify for a license as a dentist, an applicant shall fulfill the following requirements:

(1) Application: file an application with the department;

(2) Education: have received an education, including a doctoral degree in dentistry, in accordance with the commissioner's regulations;

(3) Experience: have experience satisfactory to the board and in accordance with the commissioner's regulations;

(4) Examination: Pass an examination satisfactory to the board and in accordance with the commissioner's regulations;

(5) Age: be at least twenty-one years of age;

(6) Citizenship or immigration status: be a United States citizen or an alien lawfully admitted for permanent residence in the United States;

(7) Character: be of good moral character as determined by the department; and

(8) Fees: pay a fee of one hundred twenty-five dollars to the department for admission to a department conducted examination and for an initial license, a fee of sixty-five dollars for each reexamination, a fee of seventy-five dollars for an initial license for persons not requiring admission to a department conducted examination, and a fee of eighty dollars for the biennial registration period ending April thirtieth, nineteen hundred eighty-four, and a fee of one hundred twenty dollars for each triennial registration period commencing on and after May first, nineteen hundred eighty-four.

§ 6605. Limited permits. 1. On recommendation of the board, the department may issue a limited permit to a graduate of a dental college who meets the educational qualifications for admission to the licensing examination in dentistry for employment in a hospital or dental facility approved by an appropriate agency, while under the direction or supervision of a licensed dentist. No such permit shall be issued or renewed unless such graduate has a bona fide offer of a position in such a hospital or dental facility.

2. On recommendation of the board, the department may issue a limited permit for instructing in dentistry to a dentist not licensed under this article to be employed by a registered school of dentistry or dental hygiene to instruct and supervise clinical dentistry or dental hygiene for students in such a registered school in the state, and in so doing to practice dentistry as defined in this article, but only on the premises of such registered school or such other premises as may be used for instruction in the program of education conducted by such institution. No person shall be permitted or authorized to instruct and supervise clinical dentistry for students unless such person is licensed in this state or holds the foregoing limited permit for instructing in dentistry.

3. The holder of limited permit under this section may practice dentistry, as defined in this article, but only in the performance of duties required by the position for which the limited permit is issued. Nothing in this section shall be construed to authorize such unlicensed dentist to engage in the private practice of dentistry.

4. A limited permit under this section shall be valid for one year or until ten days after notification of denial of an application for license or of failure on the licensing examination, whichever shall first occur. A limited permit which has not expired may be renewed for one year, except if the applicant is serving in a residency program in a hospital or school of dentistry in this state. A limited permit may be renewed annually for the duration of such residency program. The fee for each limited permit and for each renewal shall be sixty dollars.

§ 6606. Definition of practice of dental hygiene.

1. The practice of the profession of dental hygiene is defined as the performance of dental services which shall include removing calcareous deposits, accretions and stains from the exposed surfaces of the teeth which begin at the epithelial attachment and applying topical agents indicated for a complete dental prophylaxis, removing cement, placing or removing rubber dam, removing sutures, placing matrix band, providing patient education, applying topical medication, placing and exposing X-ray films, performing topical fluoride applications and topical anesthetic applications, pol-

ishing teeth, taking medical history, charting caries, taking impressions for study casts, placing and removing temporary restorations, and any other function in the definition of the practice of dentistry as may be delegated by a licensed dentist in accordance with regulation promulgated by the commissioner. The practice of dental hygiene may be conducted in the office of any licensed dentist or in any appropriately equipped school or public institution but must be done under the supervision of a licensed dentist.

2. The commissioner shall promulgate regulations defining the functions a dental hygienist may perform that are consistent with the training and qualifications for a license as a dental hygienist.

§ 6607. Practice of dental hygiene and use of title "dental hygienist". Only a person licensed under section sixty-six hundred nine of this article or exempt shall practice dental hygiene or use the title "dental hygienist".

§ 6609. Requirements for a license as a dental hygienist. To qualify for a license as a dental hygienist, an applicant shall fulfill the following requirements:

(1) Application: file an application with the department;

(2) Education: have received an education, including high school graduation and completion of a program in dental hygiene, in accordance with the commissioner's regulations;

(3) Experience: have experience satisfactory to the board and in accordance with the commissioner's regulations;

(4) Examination: pass an examination satisfactory to the board and in accordance with the commissioner's regulations;

(5) Age: be at least seventeen years of age;

(6) Citizenship or immigration status: be a United States citizen or an alien lawfully admitted for permanent residence in the United States;

(7) Character: be of good moral character as determined by the department; and

(8) Fees: pay a fee of sixty-five dollars to the department for admission to a department conducted examination and for an initial license, a fee of thirty dollars for each reexamination, a fee of forty dollars for an initial license for persons not requiring admission to a department conducted examination, and a fee of twenty dollars for the biennial registration period ending April thirtieth, nineteen hundred eighty-four, and a fee of thirty dollars for each triennial registration period commencing on and after May first, nineteen hundred eighty-four.

Exempt persons. Nothing in this article shall be construed to affect or prevent:

1. An unlicensed person from performing solely mechanical work upon inert matter in a dental office or on a dental laboratory prescription of a dentist holding a license or limited permit;

2. A student from engaging in clinical practice as part of a registered program operated by a school of dentistry under supervision of a dentist holding a license or limited permit for instructing in dentistry in a school of dentistry;

3. A student from engaging in any procedure authorized under section sixty-six hundred six of this article in clinical practice as part of a registered program in dental hygiene under supervision of a dentist holding a license or a limited permit for instructing in dentistry in a school of dental hygiene;

4. An employee of a federal agency from using the title of and practicing as a dentist or dental hygienist insofar as such activities are required by his salaried position;

5. A dentist or a dental hygienist licensed in some other state or country from making a teaching clinical demonstration before a regularly organized dental or medical society or group, or from meeting licensed dentists in this state for consultation, provided such activities are limited to such demonstration or consultation.

§ 6611. Special provisions. 1. A dental laboratory prescription shall be made out in duplicate. It shall contain such data as may be prescribed by the commissioner's regulations. One copy shall be retained by the practitioner of dentistry for a period of one year. The other copy shall be issued to the person, firm or corporation engaged in filling dental laboratory prescriptions, who or which shall each retain and file in their respective offices or places of business their respective copies for a period of one year.

2. The department is empowered to inspect and to have access to all places, including the office or offices of a licensed dentist, where copies of dental laboratory prescriptions issued by him are retained as required by this section, and to all places where dental laboratory prescriptions are filled or to any workroom or workrooms in which prosthetic restorations, prosthetic dentures, bridges, orthodontic or other appliances or structures to be used as substitutes for natural teeth or tissue or for the correction of malocclusion or deformities are made, repaired or altered, with power to subpoena and examine records of dental laboratory prescriptions. A person who fails to grant access to such places or who fails to maintain prescriptions as required by this section shall be guilty of a class A misdemeanor.

3. The department may arrange for the conduct of clinical examinations in the clinic of any school of dentistry or dental hygiene within or outside the state for dental or dental hygiene candidates.

4. A not-for-profit dental or medical expense indemnity corporation or hospital service corporation organized under the insurance law or pursuant to special legislation may enter into contracts with dentists or partnerships of dentists to provide dental care on its behalf for persons insured under its contracts or policies.

5. Legally incorporated dental corporations existing and in operation prior to January first, nineteen hundred sixteen, may continue to operate through licensed dentists while conforming to the provisions of this title. Any such corporation which shall be dissolved or cease to exist or operate for any reason whatsoever shall not be permitted to resume operations. No such corporation shall change its name or sell its franchise or transfer its corporate rights directly or indirectly, by transfer of capital stock control or otherwise, to any person or to another corporation without permission from the department, and any corporation so changing its name or so transferring its franchise or corporate rights without such permission shall be deemed to have forfeited its rights to exist and may be dissolved by an action brought by the attorney general.

6. Notwithstanding any inconsistent provision of any general, special or local law, any licensed dentist who voluntarily and without the expectation of monetary compensation renders first aid or emergency treatment at the scene of an accident or other emergency, outside of a hospital or any other place having proper and necessary medical equipment, to a person who is unconscious, ill or injured shall not be liable for damages for injuries alleged to have been sustained by such person or for damages for the death of such person alleged to have occurred by reason of an act or omission in rendering of such first aid or emergency treatment unless it is established that such injuries were or such death was caused by gross negligence on the part of such dentist. Nothing in this subdivision shall be deemed or construed to relieve a licensed dentist from liability for damages for injuries or death caused by an act or omission on the part of a dentist while rendering professional services in the normal and ordinary course of practice.

7. Any dentist or dental hygienist, who in the performance of dental services, x-rays the mouth or teeth of a patient shall during the performance of such x-rays shield the torso area of such patient including but not limited to the gonads and other reproductive organs with a lead apron or other similar protective garment or device.

8. An unlicensed person may provide supportive services to a dentist incidental to and concurrent with such dentist personally performing a service or procedure. Nothing in this subdivision shall be construed to allow an unlicensed person to provide any service which constitutes the practice of dentistry or dental hygiene as defined in this article.

SECTION 5: THE REGULATIONS OF THE COMMISSIONER OF EDUCATION

Part 59

GENERAL PROVISIONS

Section 59.1 Applicability. (a) As used in this Subchapter, license shall mean a permanent authorization, issued pursuant to Title VIII of the Education Law, to practice a profession or to use a professional title.

(b) The provisions of this Part shall apply to admission to the licensing examination and to the issuance of licenses in each of the professions supervised by the Board of Regents except as may otherwise be provided in this Subchapter with respect to specific professions.

59.2 Education requirements. An applicant for a professional license shall satisfy all education requirements before being admitted to a professional licensing examination. Education requirements for a professional license shall include any preprofessional education or experience required as a prerequisite for admission to a registered program of professional education. The department, in its discretion, may accept in satisfaction of a professional education requirement the completion of an approved or registered program or a program accredited by a professional accreditation organization acceptable to the department. The department, in its discretion, may also accept graduation by a transfer student from such a program provided such student has completed not less than the final year of professional education in such program subsequent to the date of approval, registration or accreditation of the program and approval of the accrediting organization by the department.

59.3 English proficiency requirement. An applicant for licensure whose application is based upon credit granted for the completion of courses of study in a country where English is not the principal language spoken shall demonstrate proficiency in English by passing an examination in English proficiency acceptable to the department or by passing a licensing examination acceptable to the department given in English.

59.4 Citizenship or immigration status requirements. In those professions where citizenship or immigration status is required for licensure, an applicant shall submit evidence satisfactory to the department of compliance with such requirement.

59.5 Professional examinations. (a) The department may develop its own examinations or may select in whole or in part examinations developed or administered by other organizations. Unless specifically autho-

rized by the department, no examination shall be deemed acceptable which has been used in its entirety during the five years previous to the current administration.

(b) Applications for admission to a licensing examination including all required fees shall be completed and filed not less than 60 days prior to the examination. When the department finds that the application is complete and that the requirements for admission to an examination have been met, it will issue to the applicant an admission card which will include the date, time and place of the examination and entitle the applicant to admission thereto. If an application is denied or withdrawn in a timely manner, an applicant may obtain a refund of the first registration fee and a partial refund not exceeding fifty percent of the licensing fee. A request for such a refund shall be made in writing. Re-application after receipt of a refund may be accepted only upon payment in full of all fees specified.

(c) For the purpose of identification for admission to the examination, the applicant shall present the current admission card with a photograph attached and, at the conclusion of the examination, return the card to the department representative conducting the examination. A candidate shall permit fingerprints to be taken during each part of an examination.

(d) Licensing examinations shall be held at times and places determined by the commissioner and conducted under the following conditions. Any candidate violating such conditions may be dismissed from the examination by the department representative, and the examination paper of such candidate shall be deemed a failure. At the discretion of the department, such candidate may be denied admission to subsequent licensing examinations.

(1) No candidate shall enter any examination more than 45 minutes after the scheduled admission time, nor shall any candidate leave the examination until 60 minutes have elapsed from the scheduled admission time. No candidate shall leave a department administered practical or clinical examination until dismissed by the chief examiner.

(2) Compensatory time may be granted candidates arriving late for an examination, at the discretion of the department.

(3) A candidate shall not obtain unauthorized possession of examination materials.

(4) During the examination, no candidate shall give or receive help, or communicate with any other candidate in any way, except upon the express permission of the department representative.

(5) A candidate shall bring into the examination room only such books and other materials as are indicated on the admission card and permitted by the department.

(6) A candidate shall not remove from the examination room any of the materials provided for an examination, and shall not reproduce or reconstruct any portion of the examination or answer paper, or aid in such reproduction or reconstruction by any means, unless authorized by the department. Such materials include examination booklets, individual examination questions, answer sheets or score sheets, instructions and any reference tables or papers which were provided by the department and which may have been used in the course of the examination.

(e) Papers will be scored and candidates notified of success or failure by the department or its designee. If the candidate has failed, the department will advise when and on what basis the candidate may be reexamined.

(f) The passing score in each component of each part of the licensing examination shall be determined as provided by law and shall be computed without rounding. Unless otherwise provided in the regulations pertaining to a specific profession, a candidate may retain credit for examination parts passed for a period not to exceed five years from the examination date. A candidate who is reexamined in a part already passed shall not retain credit for such part from earlier examinations. In those professions which use national or regional examinations, this subdivision shall apply whether or not the examination is taken in the State of New York.

(g) In those professions where reviews of examination papers are permitted, candidates will be allowed to review only those parts of the examination which they failed with a score of 65 or higher, except in those professions which permit candidates to pass on average. A request for review of an examination paper or score may be made in writing to the executive secretary of the appropriate state board not later than 30 days after examination grades are released by the department. Such request shall include detailed reasons justifying the review requested. A candidate shall not remove from the reviewing site any of the materials provided for the review of an examination given previously, and shall not reproduce or reconstruct any portion of the examination or the answer paper, or aid in

such reproduction or reconstruction by any means, unless authorized by the department. No one other than the candidate will be permitted access to examination materials. Where examinations are offered under contract with testing agencies, reviews shall be consistent with these contracts, where applicable. All reviews shall be conducted at sites selected and supervised by the department or an authorized testing agency.

(h) After July 1, 1984, an applicant who has been admitted to a professional licensing examination conducted by the department and subsequently fails to appear for such an examination twice shall forfeit any remaining fee credits for that examination. The applicant, upon subsequently applying for readmission to that examination, shall pay all required admission fees.

59.6 License by endorsement. An applicant for endorsement of a license issued by another jurisdiction shall establish that the applicant:

(a) meets all requirements of section 6506 (6) of the Education Law;

(b) has had satisfactory professional experience of at least two years following initial licensure, unless a different period is provided in the regulations pertaining to a particular profession;

(c) has not attempted unsuccessfully a licensing examination used by the State of New York either prior to or after making application for licensure by endorsement, unless such applicant has later passed a comparable licensing examination.

59.7 Licenses and initial registrations. When the candidate fulfills all requirements for licensure, the department shall issue a first registration certificate and a license. The first registration shall be for the remainder of the applicable registration period, except that those persons initially licensed during the last four months of a registration period shall be registered for the succeeding registration period without an additional fee.

59.8 Registration for professional practice. (a) Each licensee shall be responsible for registering with the department. Failure to register shall subject the practitioner to the late fee set forth in section 6502 (3) of the Education Law. Any practitioner who willfully refuses to register shall be subject to the penalties set forth in section 6511 of such law.

(b) A licensee not practicing or using a restricted title in New York State or an individual practicing only in a setting which is exempt from licensure in accordance with law may allow registration to lapse without being subject to the late fee set forth in section 6502 of the Education Law, by notifying the department of their cessation of practice or exemption in the state. At such time as the licensee may choose to resume prac-

tice or enter practice in a non-exempt setting in New York State, a registration certificate may be issued upon the filing of a proper application and the payment of the required registration fee.

(c) Registration certificates shall be conspicuously displayed by each licensee in each office in which the profession is practiced. In instances where licensees regularly practice at more than one professional office, registration certificates shall be obtained for each office bearing the licensee's name and the exact address of each such office upon making proper application to the department and submitting a fee. Where practice is carried on in other than individual offices, each licensee shall have a current registration certificate available for inspection at all times.

(d) Beginning dates for two year (biennial) registration periods for each profession shall be as follows:

Professions	Beginning Dates
Professional Engineering, Land Surveying, Massage	11/1/80
Acupuncture, Medicine, Pharmacy, Physical Therapy, Physical Therapist Assistant	1/1/81
Registered Professional Nursing	9/1/81
Chiropractic, Veterinary Medicine, Animal Health Technology, Physician's Assistant, Specialist's Assistant	1/1/82
Social Work	3/1/82
Occupational Therapy, Speech-Language Pathology, Audiology	4/1/82
Dentistry, Dental Hygiene	5/1/82
Optometry, Ophthalmic Dispensing, Certified Shorthand Reporting	7/1/82
Licensed Practical Nursing, Architecture, Landscape Architecture, Certified Public Accountant, Public Accountancy	9/1/82
Psychology	5/1/83
Podiatry	9/1/83
Occupational Therapy Assistant	11/1/83

(e) Beginning dates for new three-year (triennial) registration periods shall be as follows:

Professions	Beginning Dates
Professional Engineering, Land Surveying, Massage	11/1/82
Acupuncture, Medicine, Pharmacy, Physical Therapy, Physical Therapist Assistant	1/1/83
Registered Professional Nursing	9/1/83
Chiropractic, Veterinary Medicine, Animal Health Technology, Physician's Assistant, Specialist's Assistant	1/1/84
Social Work	3/1/84
Occupational Therapy, Speech-Language Pathology, Audiology	4/1/84
Dentistry, Dental Hygiene	5/1/84
Optometry, Ophthalmic Dispensing, Certified Shorthand Reporting	7/1/84
Licensed Practical Nursing, Architecture, Landscape Architecture, Certified Public Accountant, Public Accountancy	9/1/84
Psychology	5/1/85
Podiatry	9/1/85
Occupational Therapy Assistant	11/1/85

(f) Each professional practitioner shall notify the department of any change of name or address in writing not later than 30 days after such change.

59.9 Special service fees. The department will charge the following fees for special services not otherwise provided by Education Law:

(a) for the issuance of a trainee permit in ophthalmic dispensing, \$15;

(b) for certification of completion of pharmacy internship, \$10;

FORM 1
Check One Box
☐ DENTISTRY
☐ DENTAL HYGIENE

THE UNIVERSITY OF THE STATE OF NEW YORK
THE STATE EDUCATION DEPARTMENT
DIVISION OF PROFESSIONAL LICENSING SERVICES

**APPLICATION FOR LICENSE
AND FIRST REGISTRATION**
**COMPLETE ALL PAGES OF
THIS APPLICATION**

1. PRINT FULL NAME

Last

First

Middle

2. ADDRESS (check only one) ☐ permanent address of record ☐ temporary mailing address*

* If temporary address has been provided, please also note special instructions about temporary mailing addresses contained in "Summary of Requirements."

Care of

Misc. (Bldg. & Apt., etc.)

Street

City

State ZIP Code

5. TELEPHONE

At home area code number

At work area code number

6. CITIZENSHIP ☐ United States ☐ Alien lawfully admitted for permanent residence in the United States.

Citizen of _____

7. Have you previously applied for New York State licensure as a Dentist or a Dental Hygienist? ☐ Yes ☐ No

8. Name as it appears in diploma or degree: _____

9. Have you ever been convicted of a crime (felony or misdemeanor) in any state or country? ☐ Yes ☐ No

10. Are charges pending against you for a crime (felony or misdemeanor) in any state or country? ☐ Yes ☐ No

11. Have you ever been found guilty of professional misconduct, unprofessional conduct or negligence in any state or country? ☐ Yes ☐ No

12. Are charges pending against you for professional misconduct, unprofessional conduct or negligence in any state or country? ☐ Yes ☐ No

- If the answer to any of the above questions is "Yes," submit a letter giving a complete explanation, include copies of court records, and if you possess one, a copy of the "Certificate of Relief from Disabilities" or your "Certification of Good Conduct."

13. Please check and/or complete only one of the following: I am

- ☐ Applying for admission to New York State Examination
Time of examination requested (Give month) _____
Place of examination requested (Name city) _____
- ☐ Applying for licensure by endorsement

- ☐ Applying for clinical examination credit by Northeast Regional examinations: * Graduates of accredited school, only.
Date examination was/or will be first taken _____
Date individual components were passed _____

Department Use Only

☐ 50	☐ 51	
☐ 245	☐ 95	☐ L X
☐ 195	☐ 70	☐ E R
☐ 60	☐ P R	

N.Y.S. License Number

3. BIRTH DATE

mo. day yr.

4. SOCIAL SECURITY NUMBER

14.

IN THE SPACES BELOW, GIVE AN ACCURATE RECORD OF YOUR EDUCATIONAL PREPARATION

Name of Schools Attended and Locations	Number of Years Attended	Class Completed	ATTENDANCE		Diploma or Degree Obtained (If school is located outside the United States, attach a copy)
			Entrance Date	Leaving Date	
Elementary or Primary School					
High School or Secondary School					
Postsecondary School(s) including professional education program.					
Special Professional Qualifications (List any certificates or attainments with specific dates.)					

**PRINT YOUR NAME EXACTLY AS YOU WISH IT TO APPEAR
ON YOUR LICENSE, IF DETERMINED ELIGIBLE.**

(IMPORTANT: A request that contains only initials and the surname
cannot be honored).

AFFIDAVIT

I hereby certify that I have read the statutory provisions, Rules of the
Board of Regents and Regulations of the Commissioner of Education
distributed to me by the State Education Department.

Under penalties of perjury, I declare and affirm that the state-
ments made in the application, including accompanying statements
and transcripts are true, complete and correct. I understand that any
false or misleading information in, or in connection with my applica-
tion may be cause for denial or loss of licensure.

• DO NOT STAPLE •

ATTACH
PHOTOGRAPH NOT MORE
THAN ONE YEAR OLD
SECURELY
IN THIS SPACE

Write signature on light portion of
photograph not across features.

Date of Photograph

.....
Signature of applicant

.....
Date

SEE SUMMARY OF REQUIREMENTS FOR FILING DEADLINE/FEE/ADDITIONAL INSTRUCTIONS

FORM 2
Check One Box
☐ DENTISTRY
☐ DENTAL HYGIENE

THE UNIVERSITY OF THE STATE OF NEW YORK
 THE STATE EDUCATION DEPARTMENT
 DIVISION OF PROFESSIONAL LICENSING SERVICES
 CULTURAL EDUCATION CENTER
 ALBANY, NEW YORK 12230

**CERTIFICATION OF PROFESSIONAL
 EDUCATION**

CANDIDATE INSTRUCTION

1. Complete Section I. Enter your name as it appears on your application Form 1.
2. Send this form to the professional school you attended. See "Summary of Requirements" for additional instruction. Be sure to include any fee required.
3. Certification is not acceptable unless dated after graduation. This form should be used *only* if your institution offers an accredited curriculum in dentistry or dental hygiene. If curriculum is not accredited, an acceptable transcript must be submitted in lieu of this form.

SECTION I: CANDIDATE INFORMATION

1. PRINT FULL NAME	Last		(check only one) ☐ permanent address of record ☐ temporary mailing address*
	First		
	Middle		
2. ADDRESS	Care of		* If temporary mailing address has been provided, please also note special instructions about temporary mailing addresses contained in "Summary of Requirements."
	Misc. (Bldg. & Apt., etc.)		
	Street		
	City		
	State		
	ZIP Code		

3. BIRTH DATE		4. SOCIAL SECURITY NUMBER			
	mo. day yr.				

5. Print name under which degree or diploma was awarded:

 (Name)

6. High School Attended _____
 (Name)

7. Professional school attended: _____
 (Name)

Address _____ Date degree was awarded
 mo. day yr.

**CERTIFICATION BY PROFESSIONAL SCHOOL OFFICIAL
 IS TO BE MADE ON REVERSE SIDE**

SECTION II: CERTIFICATION OF EDUCATION

INSTRUCTIONS TO SCHOOL: Please complete the appropriate section of this form and sign the certifying statement. This form must be returned directly to the Division of Professional Licensing Services. This form *will not be accepted if returned by the applicant.*

DENTISTRY

(1) Name of candidate _____
(See Number 5 Reverse Side)

- (2) Completed satisfactorily, prior to matriculation in professional school, an approved four year high school course and at least sixty hours of satisfactory college study, including courses in physics, biology or zoology, chemistry, and 3 semester hours in organic chemistry.

Name of colleges in which preprofessional study was completed:

- (3) SATISFACTORILY COMPLETED PROFESSIONAL COURSES AS FOLLOWS:

	MONTH	YEAR		MONTH	YEAR	NAME OF INSTITUTION
FROM		19	to		19	
FROM		19	to		19	
FROM		19	to		19	
FROM		19	to		19	

(4) Title of degree awarded to candidate _____ Dated _____

DENTAL HYGIENE

(1) Name of candidate _____
(See Number 5 Reverse Side)

- (2) Completed, prior to matriculation in professional school, an approved secondary school course, comprising the satisfactory completion of at least 16 units, including a minimum of 10 units in academic subjects, or the equivalent as determined by the Department.

- (3) Has satisfactorily completed the course of study in dental hygiene according to the curriculum registered by the New York State Education Department and approved for *this school*.

(4) Date certificate of graduation was awarded: _____

Degree granted, if any _____

I hereby certify that to the best of my knowledge and belief the foregoing is a true statement of the record of the professional education of the individual named on this form.

Signature

Title

Institution

Address

Date 32

SEAL

FORM 3

Check One Box

- ☐ **DENTISTRY**
- ☐ **DENTAL HYGIENE**

THE UNIVERSITY OF THE STATE OF NEW YORK
THE STATE EDUCATION DEPARTMENT
 DIVISION OF PROFESSIONAL LICENSING SERVICES
 CULTURAL EDUCATION CENTER
 ALBANY, NEW YORK 12230

**CERTIFICATION
 OF LICENSURE**

CANDIDATE INSTRUCTION

1. Complete Section I. Enter your name as it appears on your application Form 1.
2. Send this form to the appropriate state or territory, as instructed in the "Summary of Requirements." Be sure to include any fee required.

SECTION I: CANDIDATE INFORMATION

1. PRINT FULL NAME

Last

First

Middle

2. ADDRESS

Care of

Misc. (Bldg. & Apt., etc.)

Street

City

State ZIP Code

- (check only one)
- ☐ permanent address of record
- ☐ temporary mailing address*

* If temporary mailing address has been provided, please also note special instructions about temporary mailing addresses contained in "Summary of Requirements."

3. BIRTH DATE

mo. day yr.

4. SOCIAL SECURITY NUMBER

5. If you entered a licensing examination in the United States, using a different name, enter that name below:

(LAST) (FIRST) (MIDDLE)

6. If licensed by examination in the United States give state or territory _____

Date license was issued License Number _____

mo. day yr.

SECTION II: Certification of licensure.

Instructions to licensing authority: Please complete this section and return this form directly to the Division of Professional Licensing Services. This form will not be accepted if returned by the candidate.

1. Name of candidate: _____

2. Profession in which candidate is licensed in your state:

- ☐ Dentistry ☐ Dental Hygiene

3. License Number: _____ Date of Licensure: _____
- Mo. Day Yr.

4. On what basis was candidate licensed:

5. Is candidate currently in good standing with this jurisdiction:
 If no, please explain

6. Please specify the state, national and/or regional examinations completed by the candidate _____

A If the candidate was licensed in your state via a state constructed examination or a regional clinical examination, other than the North East Regional Boards, please complete the following (list the exam subjects in chronologic order):

Title/Subject	Date	Grade	Minimum Passing Grade

B New York regulations require a minimum converted passing score of 75.0% for each test subject. If grades listed above are not scaled to 100%, please explain the basis of scoring below:

I hereby certify that to the best of my knowledge and belief the foregoing is a true statement of the record of professional licensure of the individual named on this form.

Signature _____

Title _____

Agency _____

Address _____

Date _____

(State Board Seal)

PERSONAL AFFIDAVIT OF PROFESSIONAL PRACTICE

FORM 4
Check One Box
☐ DENTISTRY
☐ DENTAL HYGIENE

1. PRINT
FULL NAME _____ as it appears on your application Form 1
2. BIRTH DATE:

--	--	--	--	--

mo. day yr.
3. CANDIDATE INSTRUCTIONS: List all professional activities chronologically since graduation from professional school to the present. Vacation periods, and periods of unemployment *must* be included.

FROM		TO		Type of Professional Activity; Including Name and Address of Employer, Beginning with Date of Graduation from Professional School
Month	Year	Month	Year	

Under penalty of perjury, I declare and affirm that the statements made above and including accompanying statements are true, complete and correct. I understand that any false or misleading information in, or in connection with, my application may be cause for denial or loss of licensure.

Date _____

FORM 5
Check One Box
☐ DENTISTRY
☐ DENTAL HYGIENE

THE UNIVERSITY OF THE STATE OF NEW YORK
 THE STATE EDUCATION DEPARTMENT
 DIVISION OF PROFESSIONAL LICENSING SERVICES
 CULTURAL EDUCATION CENTER
 ALBANY, NEW YORK 12230

**SUPPORTING AFFIDAVIT OF
 PROFESSIONAL PRACTICE**

1. Print
 Full Name _____
 as it appears on your application Form 1

2. Birthdate

--	--	--	--	--	--

 mo. day yr.

3. Affiant Instructions: A duly licensed dentist in good standing in the state where candidate is licensed must complete the statement below.

I have been personally acquainted with the above named candidate for _____ years.

I know him/her to be of good moral character, and recommend him/her to the Board of Dental Examiners and the Department as entirely worthy to be licensed to practice dentistry or dental hygiene in the State of New York; that I know that said candidate has practiced as follows:

Date		Address
From	To	

Under penalties of perjury, I declare and affirm that the statement above is true, complete and correct.

_____ Signature of Affiant	_____ Date
_____ License No.	_____ State

Address: _____

FORM 6
Check One Box
☐ FOR INSTRUCTING
☐ FOR EMPLOYMENT UNDER SUPERVISION

THE UNIVERSITY OF THE STATE OF NEW YORK
THE STATE EDUCATION DEPARTMENT
DIVISION OF PROFESSIONAL LICENSING SERVICES
CULTURAL EDUCATION CENTER
ALBANY, NEW YORK 12230

APPLICATION FOR LIMITED PERMIT IN DENTISTRY

Department Use Only			
☐	☐	☐	☐
☐	☐	☐	☐
☐	☐	☐	☐
Approved _____			
Rejected _____			
Date _____			
Permit No. _____			
Issued _____			
Expires _____			

CANDIDATE INSTRUCTIONS

1. Complete Section I. Enter your name as it appears on your application Form 1.
2. See "Summary of Requirements" for instructions and fees.
3. Please also submit a completed Form 2: Certification of Professional Education — If you have not already done so.

SECTION I: CANDIDATE INFORMATION

1. PRINT FULL NAME

Last

First

Middle

2. ADDRESS

Care of

Misc. (Bldg. & Apt., etc.)

Street

City

State ZIP Code

3. BIRTH DATE

mo. day yr.

4. SOCIAL SECURITY NUMBER

— —

5. TELEPHONE

At home —

area code number

At work —

area code number

6. Check the following box if applicable:

- ☐ As a graduate of an unaccredited dental program I have submitted application for admission to the licensing examination, have satisfied the requirements, and have been notified that I am eligible for admission to the clinical part of the licensing examination.

SEE REVERSE SIDE FOR EMPLOYER'S CERTIFICATION FOR LIMITED PERMIT.

INSTRUCTIONS FOR PROSPECTIVE EMPLOYER:

Please complete Section II or Section III of the application and return directly to the Division of Professional Licensing Services.

SECTION II: EMPLOYER'S CERTIFICATION ON BEHALF OF THE CANDIDATE FOR LIMITED PERMIT FOR INSTRUCTING IN DENTISTRY.

THE CANDIDATE MAY NOT BEGIN PRACTICE UNTIL THE LIMITED PERMIT IS ISSUED.

This is to certify that _____
(Name of Candidate)

a graduate of _____
School of Dentistry

Class of _____ has been offered a position on the faculty of

Name of Institution

Address

for a period of one year beginning _____
(Date) _____
(Name)

SEAL

(Title)

(Date)

SECTION III: EMPLOYER'S CERTIFICATION ON BEHALF OF THE CANDIDATE FOR THE LIMITED PERMIT IN DENTISTRY.

THE CANDIDATE MAY NOT BEGIN PRACTICE UNTIL THE LIMITED PERMIT IS ISSUED.

This is to certify that _____
(Name of Candidate)

a graduate of _____
School of Dentistry

Class of _____ has been offered a position in an approved residency at

Name of Institution

Address

under the supervision of _____ License # _____
(Licensed Dentist)

for a period of one year beginning _____
(Date) _____
(Name)

SEAL

(Title)

(Date)

(c) for admission to the history section of the technical examination in landscape architecture, \$50 and for each subsequent reexamination, \$50, the remainder of the fee set forth in Section 7324 of the Education Law to be paid prior to admission to the remainder of the examination;

(d) for certification of licensure or examination grades to another jurisdiction, \$20;

(e) for certification in acupuncture of a licensed physician or dentist, \$50;

(f) for the issuance of an additional registration certificate, \$5;

(g) for the issuance of a letter of eligibility to undertake clinical clerkships, \$30;

(h) for the issuance of a Medical Sciences Knowledge Profile (MSKP) or satisfactory equivalent examination certificate to undertake clinical clerkships, \$20.

59.10 Professional service corporations. (a) Applications to the State Education Department for the issuance of a certificate pursuant to Business Corporation Law section 1503 (b) (ii) shall be made by submitting to the department a fully executed certificate of incorporation which complies with the provisions of such section and of section 1512 of such law, and which sets forth or has annexed to it an affidavit of one of the original officers, directors or shareholders of

the corporation setting forth the name of each individual who is to be one of the original shareholders, directors or officers of the corporation.

(b) If the name of a proposed professional service corporation contains the name of a deceased person, the certificate of incorporation, when submitted to the department for the issuance of a certificate pursuant to Business Corporation Law section 1503 (b) (ii) shall be accompanied by an affidavit of one of the subscribers to the certificate of incorporation establishing compliance with the provisions of Business Corporation Law section 1512 (a) (2).

(c) A certificate pursuant to Business Corporation Law section 1503 (b) (ii) may be issued when:

(1) the proposed name of the corporation appropriately describes the profession practiced and the services to be provided;

(2) if the proposed name of the corporation includes a reference to a specialized area of professional practice, satisfactory evidence is submitted of compliance with any provision of Part 29 of the Rules of the Board of Regents restricting or regulating the use of specialty titles or announcements of limitations of practice in the particular profession.

REGULATIONS OF THE COMMISSIONER OF EDUCATION

PART 61

DENTISTRY AND DENTAL HYGIENE

Section 61.1 Professional study of dentistry.

(a) To meet the professional education requirement, the applicant shall present evidence of the completion of not less than 60 semester hours of preprofessional education including courses in general chemistry, organic chemistry, biology or zoology and physics and a program of professional education consisting of either:

(1) the completion of a program of dental education of not less than four academic years, or the equivalent thereof, registered by the department or accredited by an accrediting organization acceptable to the department; or

(2) the completion of not less than four academic years of dental education satisfactory to the department, culminating in a degree, diploma or certificate in dentistry recognized by the appropriate civil authorities of the country in which the school is located as acceptable for entry into practice in the country in which the school is located.

(b) Where a program of dental education is completed in a school as provided in paragraph (2) of subdivision (a) of this section, the applicant shall complete not less than two academic years of study satisfactory to the department in a registered or accredited dental school program including such subjects as may be necessary for certification by such school that the candidate is prepared to enter the New York State dental licensing examination.

(c) Courses failed in a school of dentistry, for which credit has been granted toward meeting the requirements of another school of dentistry may not be counted toward meeting the requirements of this Part.

(d) A program of dental education shall be considered completed upon certification of completion by the school in which such program was taken and proof that the applicant has been awarded the appropriate dental degree, diploma or certificate.

61.2 Licensing examinations. (a) Content. The examination shall consist of four parts:

- (1) Parts I and II. Designed to sample knowledge from all areas related to dentistry.
- (2) Part III. An examination in clinical dentistry, the scope and con-

tent of which shall be determined by the State Board for Dentistry.

(3) Part IV.

An examination in the laws, rules and regulations of the profession, the scope and content of which shall be determined by the State Board for Dentistry.

(b) The department may accept grades acceptable to the State Board for Dentistry on an examination of the National Board Dental Examinations as meeting the requirements of Parts I and II of the licensing examination, and satisfactory performance on the clinical examination administered by the Northeast Regional Board of Dental Examiners or another acceptable clinical testing agency for Part III of the licensing examination.

(c) To be admitted to Part III of the dental licensing examination a candidate who possesses acceptable credentials pursuant to section 61.1 (a) (2) of this Part shall provide evidence satisfactory to the department of having passed Parts I and II of the dental licensing examination.

(d) Special examination conditions.

(1) An applicant who has completed not less than two academic years in a program of dental education registered by the department, or accredited by an accrediting organization acceptable to the department, may be admitted to Part I of the examination. Such applicant shall meet all requirements for admission to the licensing examination, except for the completion of professional education.

(2) An applicant attending a program of dental education registered by the department, or accredited by an accrediting organization acceptable to the department, may be admitted to Parts II, III and IV during the last year of study.

(e) Candidates seeking admission to Part III of the dental licensing examination shall be required to show proof of professional liability insurance coverage prior to commencement of the examination.

(f) Passing score. The passing score in each subject of each part shall be 75.0, as determined by the State Board for Dentistry.

(g) A candidate who fails in any subject of Part III shall retain credit for subjects of that Part passed for

one subsequent examination and shall be reexamined in all components failed at the subsequent examination. A candidate who fails any subject of Part III twice shall be reexamined in the entire Part. Before admission to the third administration of Part III may be granted, such candidate shall present evidence satisfactory to the department of the completion of not less than forty clock hours of instruction acceptable to the State Board for Dentistry in each subject failed. Such instruction shall be completed in a dental school registered by the department or accredited by an accrediting organization acceptable to the department and shall be completed subsequent to the second failure.

61.3 Limited permits in dentistry. (a) Limited permits may be issued in accordance with Education Law section 6605 (1) and (2) to graduates from:

(1) registered programs or those accredited by an accrediting organization acceptable to the department; or

(2) dental education programs not registered by the department or accredited by an accrediting organization acceptable to the department but who have met all requirements of SS 61.1 (a) (2) and (b) of this Part.

(b) A "hospital or dental facility approved by an appropriate agency" as used in subdivision (1) of section 6605 of the Education Law shall mean an institution accredited for teaching purposes by the Commission on Dental Accreditation of the American Dental Association.

(c) "Direction or supervision of a licensed dentist" as used in section 6605 (1) of the Education Law shall mean that a supervising dentist shall be present on the premises at all times when professional services are being rendered by the holder of a limited permit and shall exercise that degree of supervision appropriate to the circumstances.

(d) An application for a limited permit in dentistry shall be accompanied by an affidavit from the dentist who will supervise the professional services to be rendered under the limited permit, and the application and affidavit shall be in a form prescribed by the department.

61.4 License as a dentist by endorsement. (a) For endorsement of a dental license issued by another jurisdiction of the United States the applicant shall submit satisfactory evidence of:

(1) having met all requirements of section 59.6 of this Subchapter; and

(2) lawful and reputable practice in dentistry of not less than eight months during the two years next preceding the filing of the application.

61.5 Dental laboratory prescriptions. A dental prescription for furnishing, constructing, reproducing or

repairing prosthetic dentures or bridges to be used and worn as substitutes for natural teeth, or orthodontic or other appliances used for the correction of malocclusion or deformities of other structures, shall comply with the provision of subdivision 1 of section 6611 of the Education Law, and shall contain the following information:

(a) the name of the laboratory to which the prescription is addressed;

(b) the date on which it is written;

(c) a clear description of the work to be done, with appropriate diagrams if necessary;

(d) a clear specification of the character of materials to be used;

(e) the signature and license number of the dentist.

61.6 Professional study of dental hygiene. To meet the professional education requirement, the applicant shall present evidence of satisfactory completion of a program of education for dental hygienists registered by the department or accredited by an accrediting organization acceptable to the department.

61.7 Licensing examination for dental hygienist. (a) Content. The examination shall consist of three parts:

(1) Part I. Designed to sample knowledge from all areas related to dental hygiene;

(2) Part II. An examination in dental hygiene practice, including both comprehensive and clinical components the scope and content of which shall be determined by the State Board for Dentistry;

(3) Part III. Shall be an examination in the laws, rules, and regulations of the profession, the scope and content of which shall be determined by the State Board for Dentistry.

(b) The department may accept grades acceptable to the State Board for Dentistry on an examination of the National Board Dental Hygiene Examinations as meeting the requirements of Part I of the licensing examination, and satisfactory performance on the clinical examination administered by the Northeast Regional Board of Dental Examiners or another acceptable clinical testing agency for Part II of the licensing examination.

(c) Candidates seeking admission to Part II of the dental hygiene licensing examination shall be required to show proof of professional liability insurance coverage prior to the commencement of the examination.

(d) Passing score. The passing score in each subject of each part of the examination shall be 75.0, as determined by the State Board for Dentistry.

(e) A candidate who fails any component of Part II shall retain credit for components of that part passed for two subsequent examinations. Before admission to the third administration of Part II may be granted, such candidate shall present evidence satisfactory to the department of completion of instruction subsequent to the second failure, in a school of dental hygiene registered by the department or accredited by an accrediting organization acceptable to the department, in accordance with the following provisions:

(1) Completion of twenty clock hours of instruction in each subject failed in the Dental Hygiene Comprehensive component of Part II;

(2) Completion of forty clock hours of clinical instruction for failure in the clinical component of Part II.

(f) Special examination conditions.

(1) An applicant who has completed not less than one academic year in a program of dental hygiene education registered by the department or accredited by an accrediting organization acceptable to the department may be admitted to Part I of the examination. Such applicant shall meet all requirements for admission to the licensing examination, except for the completion of professional education.

(2) An applicant attending a program of dental hygiene education registered by the department, or accredited by an accrediting organization acceptable to the department, may be admitted to Parts II and III during the last year of study and prior to graduation.

61.8 License as a dental hygienist by endorsement. For endorsement of a license as a dental hygienist issued by another jurisdiction of the United States, the applicant shall submit satisfactory evidence of:

(a) having met all requirements of section 59.6 of this Subchapter; and

(b) lawful and reputable practice as a dental hygienist of not less than eight months during the two years next preceding the filing of the application.

61.9 Practice of dental hygiene. The practice of dental hygiene, in accordance with section 6606 of the Education Law, shall be performed under the supervision of a licensed dentist.

(a) The degrees of supervision by the dentist are defined as follows:

(1) General supervision shall mean that a su-

pervising dentist is available for consultation, diagnosis and evaluation, has authorized the dental hygienist to perform the services, and exercises that degree of supervision appropriate to the circumstances.

(2) Personal supervision shall mean that the dentist is in the dental office or facility, personally diagnoses the condition to be treated, personally authorizes the procedure and, before dismissal of the patient, personally examines the condition after treatment is completed.

(b) The following services may be performed under the general supervision of a licensed dentist:

(1) removing calcareous deposits, accretions and stains, including scaling and planing of exposed root surfaces indicated for a complete prophylaxis;

(2) applying topical agents indicated for a complete dental prophylaxis;

(3) removing excess cement from surfaces of the teeth;

(4) providing patient education;

(5) placing and exposing X-ray films;

(6) performing topical fluoride applications and topical anesthetic applications;

(7) polishing teeth, including existing restorations;

(8) taking medical history including the measuring and recording of vital signs;

(9) Charting caries and periodontal conditions as an aid to diagnosis by the dentist;

(10) applying pit and fissure sealants.

(c) The following services may be performed only under the personal supervision of a licensed dentist:

(1) placing or removing rubber dam;

(2) removing sutures;

(3) taking impressions for study casts. Study casts shall mean only such casts as will be used for purposes of diagnosis and treatment planning by the dentist and for the purposes of patient education;

(4) placing or removing matrix bands;

(5) applying a topical medication not related to a complete dental prophylaxis;

(6) placing and removing temporary restorations. Temporary restorations shall include only non-metallic substances generally used for temporary intracoronal filling materials. Placing and removing temporary restorations shall not include cutting or excising hard or soft tissue or the use of mechanical instrumentation;

(7) placing and removing periodontal dressings.

RULES OF THE BOARD OF REGENTS ON UNPROFESSIONAL CONDUCT

Section 29.1

GENERAL PROVISIONS FOR ALL PROFESSIONS.

(a) Unprofessional conduct shall be the conduct prohibited by this section. The provisions of these rules applicable to a particular profession may define additional acts or omissions as unprofessional conduct and may establish exceptions to these general prohibitions.

(b) Unprofessional conduct in the practice of any profession licensed or certified pursuant to title VIII of the Education Law shall include:

(1) willful or grossly negligent failure to comply with substantial provisions of Federal, State or local laws, rules or regulations governing the practice of the profession;

(2) exercising undue influence on the patient or client, including the promotion of the sale of services, appliances or drugs in such manner as to exploit the patient or client for the financial gain of the practitioner or of a third party;

(3) directly or indirectly offering, giving, soliciting, or receiving or agreeing to receive, any fee or other consideration to or from a third party for the referral of a patient or client or in connection with the performance of professional services;

(4) permitting any person to share in the fees for professional services, other than: a partner, employee, associate in a professional firm or corporation, professional subcontractor or consultant authorized to practice the same profession, or a legally authorized trainee practicing under the supervision of a licensed practitioner. This prohibition shall include any arrangement or agreement whereby the amount received in payment for furnishing space, facilities, equipment or personnel services used by a professional licensee constitutes a percentage of, or is otherwise dependent upon, the income or receipts of the licensee from such practice, except as otherwise provided by law with respect to a facility licensed pursuant to article 28 of the Public Health Law or article 13 of the Mental Hygiene Law;

(5) conduct in the practice of a profession which evidences moral unfitness to practice the profession;

(6) willfully making or filing a false report, or failing to file a report required by law or by the Education Department, or willfully impeding or obstructing such filing, or inducing another person to do so;

(7) failing to make available to a patient or client, upon request, copies of documents in the possession or under the control of the licensee which have been prepared for and paid for by the patient or client;

(8) revealing of personally identifiable facts, data or information obtained in a professional capacity without the prior consent of the patient or client, except as authorized or required by law;

(9) practicing or offering to practice beyond the scope permitted by law, or accepting and performing professional responsibilities which the licensee knows or has reason to know that he or she is not competent to perform, or performing without adequate supervision professional services which the licensee is authorized to perform only under the supervision of a licensed professional, except in an emergency situation where a person's life or health is in danger;

(10) delegating professional responsibilities to a person when the licensee delegating such responsibilities knows or has reason to know that such person is not qualified, by training, by experience or by licensure, to perform them;

(11) performing professional services which have not been duly authorized by the patient or client or his or her legal representative;

(12) advertising or soliciting for patronage that is not in the public interest:

(i) Advertising or soliciting not in the public interest shall include but not be limited to advertising or soliciting that:

(a) is false, fraudulent, deceptive, misleading, sensational or flamboyant;

(b) represents intimidation or undue pressure;

(c) uses testimonials;

(d) guarantees any service;

(e) makes any claim relating to professional services or products or the cost or price therefor which cannot be substantiated by the licensee, who shall have the burden of proof;

(f) makes claims of professional superiority which cannot be substantiated by the licensee, who shall have the burden of proof;

(g) offers bonuses or inducements in any form other than a discount or reduction in an established fee or price for a professional service or product;

(ii) The following shall be deemed appropriate means of informing the public of the availability of professional services:

(a) informational advertising not contrary to the foregoing prohibitions; and

(b) the advertising in a newspaper, periodical or professional directory or on radio or television of fixed prices, or a stated range of prices, for specified routine professional services, provided that there is an additional charge for related services which are an integral part of the overall service being provided by the licensee and the advertisement shall so state, and provided further that the advertisement indicates the period of time for which the advertised prices shall be in effect;

(iii) (a) all licensees placing advertisements shall maintain, or cause to be maintained, an exact copy of each advertisement, transcript, or videotape thereof as appropriate for the medium used, for a period of one year after its last appearance. This copy shall be made available for in-

spection upon demand of the Education Department or in the case of physicians, physician's and specialist's assistants, the Department of Health;

(b) a licensee shall not compensate or give anything of value to representatives of the press, radio, television or other communications media in anticipation of or in return for professional publicity in a news item;

(iv) No demonstrations, dramatizations or other portrayals of professional practice shall be permitted in advertising on radio or television;

(13) failing to respond within 30 days to written communications from the Education Department or the Department of Health and to make available any relevant records with respect to an inquiry or complaint about the licensee's unprofessional conduct. The period of 30 days shall commence on the date when such communication was delivered personally to the licensee. If the communication is sent from either department by registered or certified mail, with return receipt requested, to the address appearing in the last registration the period of 30 days shall commence on the date of delivery to the licensee, as indicated by the return receipt.

(14) violating any term of probation or condition or limitation imposed on the licensee by the Board of Regents pursuant to Education Law section 6511.

Section 29.2

GENERAL PROVISIONS FOR HEALTH PROFESSIONS

(a) Unprofessional conduct shall also include, in the professions of:

medicine	ophthalmic dispensing
acupuncture	psychology
physical therapy	social work
physician's assistant	massage
specialist's assistant	occupational therapy
chiropractic	speech-language
dentistry	pathology
dental hygiene	nursing
pharmacy	(registered professional
podiatry	nurse, licensed
optometry	practical nurse):

(1) abandoning or neglecting a patient or client under and in need of immediate professional care, without making reasonable arrangements for the continuation of such care, or abandoning a professional employment by a group practice, hospital, clinic or other health care facility, without reasonable notice and under circumstances which seriously impair the delivery of professional care to patients or clients;

(2) willfully harassing, abusing or intimidating a patient either physically or verbally;

(3) failing to maintain a record for each patient which accurately reflects the evaluation and treatment of the patient. Unless otherwise provided by law, all patient records must be retained for at least six years. Obstetrical records and records of minor patients must be retained for at least six years, and until one year after the minor patient reaches the age of 21 years;

(4) using the word "Doctor" in offering to perform professional services without also including the profession in which the licensee holds a doctorate;

(5) failing to exercise appropriate supervision over persons who are authorized to practice only under the supervision of the licensed professional;

(6) upon a patient's written request, failing to make available to a patient, or, to another licensed health practitioner consistent with that practitioner's authorized scope of practice, copies of the record required by

paragraph (3) of this subdivision and copies of reports, test records, evaluations or X-rays relating to the patient which are in possession or under the control of the licensee, or failing to complete forms or reports required for the reimbursement of a patient by a third party. Reasonable fees may be charged for such copies, forms or reports, but prior payment for the professional services to which such records relate may not be required as a condition for making such reports available. A practitioner may, however, withhold information from a patient if, in the reasonable exercise of his or her professional judgment, he or she believes release of such information would adversely affect the patient's health, and this section shall not require release, to the parent or guardian of a minor, of records or information relating to venereal disease or abortion except with the minor's consent. This provision shall apply in lieu of section 29.1(b)(7) of this Part;

(7) guaranteeing that satisfaction or a cure will result from the performance of professional services;

(8) ordering of excessive tests, treatment, or use of treatment facilities not warranted by the condition of the patient;

(9) claiming or using any secret or special method of treatment which the licensee refuses to divulge to the State Board for the profession;

(10) failing to wear an identifying badge, which shall be conspicuously displayed and legible, indicating the practitioner's name and professional title authorized pursuant to the Education Law, while practicing as an employee or operator of a hospital, clinic, group practice or multiprofessional facility, or at a commercial establishment offering health services to the public;

(11) entering into an arrangement with the pharmacy for the compounding and/or dispensing of coded or specially marked prescriptions;

(12) with respect to all professional practices conducted under an assumed name, other than facilities licensed pursuant to article 28 of the Public Health Law or article 13 of the Mental Hygiene Law, failing to post conspicuously at the site of such practice the names and licensure field of all of the principal professional licensees engaged in practice at that site (i.e., principal partners, officers or principal shareholders).

Section 29.5

SPECIAL PROVISIONS FOR THE PROFESSIONS OF DENTISTRY AND DENTAL HYGIENE

Unprofessional conduct in the practice of dentistry and dental hygiene shall include all conduct prohibited by sections 29.1 and 29.2 of this Part except as provided in this section, and shall also include the following:

(a) failing to comply with a signed agreement to practice dentistry in New York State in an area designated by the Commissioner of Education as having a shortage of dentists or refusing to repay dental education costs in lieu of such required service, or failing to comply with any provision of a written agreement with the State or any municipality within which the licensee has agreed to provide dental service, or refusing to repay funds in lieu of such service as consideration of awards made by the State or any municipality thereof for his or her professional education in dentistry, or failing to comply with any agreement entered into to aid his or her dental education.

(b) claiming professional superiority or special pro-

fessional abilities, attainments, methods or resources, except that a practitioner who has completed a program of specialty training approved by the Board of Regents in a specialty recognized as such by the Board of Regents, or who can demonstrate to the satisfaction of the department the completion of the substantial equivalent of such a program, may advertise or otherwise indicate the specialty. A practitioner who has completed all of the requirements for specialty qualification except an examination may advertise or otherwise indicate the additional training which has been acquired. The phrase *practice limited to* shall be deemed a claim of special professional abilities, and may be used only by dentists who have completed specialty training satisfactory to the department or dentists who have restricted their practice to a dental specialty prior to January 1, 1979. This subdivision shall apply in addition to section 29.1(b)(12)(i)(f) of this Part.

ACCREDITED DENTAL PROGRAMS

ALABAMA

School of Dentistry
University of Alabama
1919 Seventh Avenue S.
Birmingham, 35294
Dean: Dr. Leonard H. Robinson

CALIFORNIA

School of Dentistry
Loma Linda University
Loma Linda, 92350
Dean: Dr. Judson Klooster

School of Dentistry, University of
California at Los Angeles
Center for the Health Sciences
Los Angeles, 90024
Dean: Dr. James R. Hooley

School of Dentistry, University
of Southern California
925 West 34th Street
Los Angeles, 90007
Dean: Dr. William H. Crawford, Jr.

School of Dentistry, University of
California, San Francisco
San Francisco, 94143
Dean: Dr. John C. Greene

School of Dentistry
University of the Pacific
2155 Webster Street
San Francisco, 94115
Dean: Dr. Arthur Dugoni

COLORADO

School of Dentistry
University of Colorado
Medical Center
4200 East Ninth Avenue
Denver, 80262
Acting Dean: Dr. John C. Peterson, Jr.

CONNECTICUT

School of Dental Medicine
The University of Connecticut
263 Farmington, 06032
Dean: Dr. Harald Loe

DISTRICT OF COLUMBIA

School of Dentistry
Georgetown University
3900 Reservoir Road, N.W.
Washington, 20007
Dean: Dr. David E. Beaudreau

College of Dentistry
Howard University
600 W Street, N.W.
Washington, 20059
Dean: Dr. Jeanne C. Sinkford

FLORIDA

College of Dentistry
University of Florida
Box J-405, JHMH
Gainesville, 32610
Dean: Dr. Don L. Allen

GEORGIA

School of Dentistry
Emory University
1462 Clifton Road, N.E.
Atlanta, 30322
Dean: Dr. Charles A. Waldron

School of Dentistry
Medical College of Georgia
Augusta, 30901
Dean: Dr. Judson C. Hickey

ILLINOIS

College of Dentistry
University of Illinois
801 South Paulina Street
Chicago, 60612
Dean: Dr. Seymour H. Yale

School of Dental Medicine
Southern Illinois University
Edwardsville, 62026
Acting Dean: Dr. Philip M. Hoag

Northwestern University Dental School
240 E. Huron Street
Chicago, 60611
Dean: Dr. Norman H. Olsen

School of Dentistry
Loyola University of Chicago
2160 South First Avenue
Maywood, 60153
Dean: Dr. Raffaele Suriano

INDIANA

School of Dentistry
Indiana University
1121 West Michigan Street
Indianapolis, 46202
Dean: Dr. Ralph E. McDonald

IOWA

College of Dentistry
The University of Iowa
Dental Building
Iowa City, 52242
Dean: Dr. James H. McLeran

KENTUCKY

College of Dentistry
University of Kentucky
Medical Center
Lexington, 40506
Dean: Dr. Merrill W. Packer

School of Dentistry
University of Louisville
Health Sciences Center
Louisville, 40292
Dean: Dr. Frederick M. Parkins

LOUISIANA

School of Dentistry
Louisiana State University
Medical Center
1100 Florida Avenue, Bldg. 101
New Orleans, 70119
Dean: Dr. Jack H. Rayson

MARYLAND

Baltimore College of Dental Surgery
University of Maryland
666 West Baltimore Street
Baltimore, 21201
Dean: Dr. Errol L. Reese

MASSACHUSETTS

Harvard School of Dental Medicine
188 Longwood Avenue
Boston, 02115
Dean: Dr. Paul Goldhaber

School of Dental Medicine
Tufts University
1 Kneeland Street
Boston, 02111
Dean: Dr. Erling Johansen

Goldman School of Graduate Dentistry
Boston University Medical Center
100 East Newton Street
Boston, 02118
Dean: Dr. Spencer N. Frankl

MICHIGAN

School of Dentistry
The University of Michigan
Ann Arbor, 48109
Dean: Dr. William R. Mann

School of Dentistry
University of Detroit
2985 E. Jefferson Avenue
Detroit, 48207
Dean: Dr. James W. Smudski

MINNESOTA

School of Dentistry
University of Minnesota
515 S.E. Delaware Street
Minneapolis, 55455
Dean: Dr. Richard C. Oliver

MISSISSIPPI

School of Dentistry
The University of Mississippi
Medical Center
2500 North State Street
Jackson, 39216
Dean: Dr. Wallace V. Mann, Jr.

MISSOURI

School of Dentistry, University
of Missouri at Kansas City
650 East 25th Street
Kansas City, 64108
Dean: Dr. Marvin E. Revzin

School of Dental Medicine
Washington University
4559 Scott Avenue
St. Louis, 63110
Dean: Dr. George D. Selfridge

NEBRASKA

College of Dentistry
University of Nebraska, Medical
Center

40th & Holdrege Streets
Lincoln, 68583

Dean: Dr. Henry M. Cherrick

Boyer School of Dental Science
Creighton University
2500 California St.
Omaha, 68178

Dean: Dr. Robert V. Vining

NEW JERSEY

College of Medicine & Dentistry of New
Jersey, New Jersey Dental School

100 Bergen Street

Hackensack, 07601

Dean: Dr. Ralph S. Kaslick

NEW YORK

School of Dentistry, State University
of New York at Buffalo

Farber Hall

3435 Main Street

Buffalo, 14214

Dean: Dr. William Feagans

School of Dental Medicine
State University of New York
at Stony Brook

Health Sciences Center

Stony Brook, 11794

Acting Dean: Dr. Philias R. Garant

School of Dental & Oral Surgery

Columbia University

630 West 168th Street

New York, 10032

Dean: Dr. Allan J. Formicola

College of Dentistry

New York University

421 First Avenue

New York, 10010

Dean: Dr. Richard D. Mumma, Jr.

NORTH CAROLINA

School of Dentistry

University of North Carolina

P.O. Box 750

Chapel Hill, 27514

Dean: Dr. Raymond P. White

OHIO

School of Dentistry

Case Western Reserve University

2123 Abington Road

Cleveland, 44106

Dean: Dr. Thomas J. DeMarco

College of Dentistry

Ohio State University

305 West 12th Avenue

Columbus, 43210

Acting Dean: Dr. William Wallace

OKLAHOMA

College of Dentistry

University of Oklahoma

Health Sciences Center

P.O. Box 26901

Oklahoma City, 73190

Dean: Dr. William E. Brown

OREGON

School of Dentistry

University of Oregon

Health Sciences Center

611 S.W. Campus Drive

Sam Jackson Park

Portland, 97201

Dean: Dr. Louis G. Terkla

PENNSYLVANIA

School of Dental Medicine

University of Pennsylvania

4001 W. Spruce Street

Philadelphia, 19104

Dean: Dr. D. Walter Cohen

School of Dentistry

Temple University

3223 North Broad Street

Philadelphia, 19140

Dean: Dr. Dale F. Roeck

School of Dental Medicine

University of Pittsburgh

3501 Terrace Street

Pittsburgh, 15261

Dean: Dr. Edward J. Forrest

PUERTO RICO

School of Dentistry

University of Puerto Rico

G.P.O. Box 5067

San Juan, 00936

Dean: Dr. Rafael Aguiar

SOUTH CAROLINA

College of Dental Medicine, Medical
University of South Carolina
171 Ashley Avenue
Charleston, 29403
Dean: Dr. Arthur L. Haisten

TENNESSEE

College of Dentistry
University of Tennessee
875 Union Avenue
Memphis, 38163
Acting Dean: Dr. William F. Slagle

School of Dentistry
Meharry Medical College
1005 18th Avenue N.
Nashville, 37208
Dean: Dr. Eugenia Mobley

TEXAS

Baylor College of Dentistry
3302 Gaston Avenue
Dallas, 75246
Dean: Dr. Richard E. Bradley

The University of Texas Health Science
Center at Houston, Dental Branch
6516 John Freeman Avenue
Houston, 77025
Dean: Dr. John V. Olson

The University of Texas Health Science
Center at San Antonio, Dental School
7703 Floyd Curl Drive
San Antonio, 78229
Dean: Dr. John J. Sharpy

VIRGINIA

School of Dentistry, Medical College
of Virginia
Virginia Commonwealth University
Box 637 MCV Station
Richmond, 23298
Dean: Dr. James E. Kennedy

WASHINGTON

School of Dentistry
University of Washington
Health Sciences Building, SC62
Seattle, 98195
Dean: Dr. Karl-Ake Omnell

WEST VIRGINIA

School of Dentistry
West Virginia University
The Medical Center
Morgantown, 26506
Dean: Dr. W. Robert Biddington

WISCONSIN

School of Dentistry
Marquette University
604 North 16th Street
Milwaukee, 53233
Dean: Dr. Russell V. Brown

**NEW PROGRAM NOT
FULLY OPERATIONAL**

Accreditation status of total
program to be determined when
students are enrolled in each
year of the curriculum.

OKLAHOMA

Oral Roberts University
School of Dentistry
7777 South Lewis Avenue
Tulsa, 74136
Dean: Dr. Robert G. Hansen
(First class enrolled in 1978.)

CANADA

Faculty of Dentistry
University of Alberta
Medical Building
Edmonton, Alberta T6G-2N8
Dean: Dr. G. W. Thompson

Faculty of Dentistry
University of British Columbia
Vancouver 8, British Columbia V6T 1W5
Acting Dean: Dr. G. S. Beagrie

Faculty of Dentistry
Dalhousie University
Dentistry Building
5981 University Avenue
Halifax, Nova Scotia B3H-3J5
Dean: Dr. Ian C. Bennett

Dental Surgery Section
University of Laval
Health Sciences Centre
Quebec, Quebec G1K-7P4
Dean: Dr. R. Vallee

Faculty of Dentistry
University of Manitoba
780 Bannatyne Street
Winnipeg, Manitoba R3E-OW3
Dean: Dr. A. Schwartz

Faculty of Dentistry
McGill University
P.O. Box 6070
Montreal, Quebec H3A-2B2
Dean: Dr. Kenneth Bentley

School of Dental Medicine
Universite de Montreal, Box 6128
Montreal, Quebec H3C-3T9
Dean: Dr. Alain Vaillancourt

College of Dentistry
University of Saskatchewan
Saskatoon, Saskatchewan S7N-0W0
Dean: Dr. E. R. Ambrose

Faculty of Dentistry
University of Toronto
124 Edward Street
Toronto, Ontario M5E-1G6
Dean: Dr. R. Ten Cate

Faculty of Dentistry
The University of Western Ontario
London, Ontario N6A-3K7
Dean: Dr. Wesley J. Dunn

ACCREDITED DENTAL HYGIENE PROGRAMS

ALABAMA

University of Alabama, School of Dentistry,
Department of Dental Hygiene, University
Station, Birmingham 35294
Chairperson: Ms Martha H. Holmes

ALASKA

Anchorage Community College, Dental
Hygiene Program, University of Alaska,
Director: Dr. G.T. Morrow

ARIZONA

Northern Arizona University, Dental
Flagstaff 86011
Chairman: Dr. Craig Ririe

Phoenix College, School of Dental Hygiene,
1202 W. Thomas Road, Phoenix 85013
Director: Dr. Ronald Patterson

ARKANSAS

University of Arkansas for Medical Sciences,
School of Dental Hygiene, 4301 West
Markham Street, Little Rock 72207
Interim Director: Dr. Daniel M. Vernino

CALIFORNIA

Cabrillo College, Department of Dental
Hygiene, 6500 Sequel Drive, Aptos 95003
Director of Dental Education Programs:
Dr. James L. Monahan

Cerritos College, Dental Hygiene Dept.,
11110 East Alondra Boulevard,
Norwalk 90650
Chairman: Miss Ina Zive

Chabot College, Dental Hygiene Program,
25555 Hesperian Boulevard, Hayward 94545
Coordinator: Ms. Marilyn Rhodes
Director of Dental Education Programs:

Cypress College, Dental Hygiene Program
9200 Valley View, Cypress 90630
Director: Ms. JoAnn Whitener
3221 Providence Drive, Anchorage 99508

Diablo Valley College, Dental Hygiene
Program, 321 Golf Club Road, Pleasant Hill
94523

Director: Dr. Milton Luxemburg, Jr.
Hygiene Department, Box 15065,

Foothill College, Dental Hygiene Program,
12345 El Monte Road, Los Altos Hills 94022
Executive Head: Dr. Kenneth L. Horowitz

Fresno City College, Dental Hygiene
Program, 1101 East University,
Fresno 93741
Director: Dr. R.L. Moorehouse

Loma Linda University, School of Dentistry
Department of Dental Hygiene,
Loma Linda 92350
Chairman: Mrs. Violet M. Bates

Pasadena City College, Dental Hygiene
Program, 1570 East Colorado Boulevard,
Pasadena 91106
Director: Mrs. Joan Brandlin

Sacramento City College, Dental Hygiene
Program, 3835 Freeport Boulevard,
Sacramento 95682
Division Chairman: Dr. Michael R. Dunne

University of California, School of Dentistry,
Division of Dental Hygiene, San Francisco
Medical Center, San Francisco 94143
Chairman: Dr. N. Francisco

University of Southern California, School of
Dentistry, Department of Dental Hygiene,
925 West 34th Street, Los Angeles 90046
Chairman: Mrs. Ruth Ragland

West Los Angeles College (formerly
Los Angeles City College), Dental Hygiene
Program, 4800 Freshman Drive, Culver City
90230
Director: Ms. Phyllis Beemsterboer

COLORADO

Colorado Northwestern Community College,
Dental Hygiene Program, Kennedy Drive,
Rangely 81648
Director: Ms. Bette Buchanan

University of Colorado, School of Dentistry,
Division Dental Hygiene, 4200 East Ninth
Avenue, Medical Center, Denver 80262
Chairman: Ms. Gail Cross

Pueblo Vocational Community College
(formerly University of Southern Colorado),
Dental Hygiene Program, 415 Harrison
Avenue, Pueblo 81004
Director: Mrs. Linda L. Gentile

CONNECTICUT

Tunxis Community College, Dental Hygiene
Program, Routes 6 and 177,
Farmington 06032
Coordinator: Mrs. Brigitte Gaudio-Spangberg

University of Bridgeport, Fones School of
Dental Hygiene, 30 Hazel Street, Bridgeport
06601
Executive Director: Mrs. Jocelyn D. Roman

DELAWARE

Delaware Technical and Community
College, Dental Hygiene Department,
Wilmington Campus, 333 Shipley,
Wilmington 19801
Chairman: Mrs. Sherry Burke

DISTRICT OF COLUMBIA

Howard University, College of Dentistry,
Dental Hygiene Department,
600 "W" Street, N.W., Washington 20059
Chairman: Dr. Patricia Niles

FLORIDA

Florida Junior College, Dental Hygiene
Program, 4501 Capper Road,
Jacksonville 32218
Director: Dr. Henry M. Gagliardi

Miami-Dade Community College, Dental
Hygiene Department, Medical Center
Campus, 950 N.W. 20th Street, Miami 33127
Chairperson: Dr. Jourie S. Fisher

Palm Beach Junior College, Department of
Dental Health Services, Dental Hygiene
Program, 4200 South Congress Avenue,
Lake Worth 33461
Asst. Chairperson: Ms. Nancy J. MacPherson

Pensacola Junior College, Department of
Dental Hygiene, 5555 Highway 98,
Pensacola 32507
Director: Ms. Joan Ziel

St. Petersburg Junior College, Department
of Dental Hygiene, P.O. Box 13489,
St. Petersburg 33733
Chairman: Dr. Daniel L. Sutton

Santa Fe Community College, Dental
Hygiene Program, Box 1530,
Coordinator: Mrs. Vicki Seiler

Tallahassee Community College, Dental
Hygiene Program, 444 Appoyard Drive,
Tallahassee 32304
Chairman: Ms. Marian Lee Weiseborn

Valencia Community College, Dental Hygiene
Program, 1802 South Kirkman Road,
Orlando 32811
Director: Mrs. Linda Pierce Edwards

GEORGIA

Albany Junior College, Department of
Dental Hygiene, 2400 Gillionville Road,
Albany 31707
Director: Dr. Betty Parton

Armstrong State College, Department of
Dental Hygiene, 11935 Abercorn, Savannah
31406
Acting Head: Ms. Emma T. Simon

Clayton Junior College, Department of
Dental Hygiene, Box 285, Morrow 30260
Head: Dr. Leonard K. Schreiber

GEORGIA — (continued)

Columbus College, Dental Hygiene Program,
Algonquin Drive, Columbus 31993
Director: Dr. Milo R. Safar

DeKalb Community College, Dental Hygiene
Program, 2101 Womack Road,
Dunwoody 30338
Head: Ms. Kimball Woody

Macon Junior College, Dental Hygiene
Program, 5357 Raley Road, Macon 31297
Director: Dr. George F. Mayer
Gainesville 32602

Medical College of Georgia, School of
Allied Health Sciences, Department of
Associated Dental Sciences, 1120-15th
Street, Augusta 30912
Chairman: Dr. Billy M. Pollard

HAWAII

University of Hawaii, Department of Dental
Hygiene, 2528 The Mall, Honolulu 96822
Chairman: Mrs. Yoshi T. Koga

IDAHO

Idaho State University, Department of
Dental Hygiene, 741 South 8th Street,
Pocatello 83209
Chairperson: Ms. Linda Stalley

ILLINOIS

Illinois Central College, Dental Hygiene
Program, P.O. Box 2400, East Peoria 61635
Coordinator: Mr. Jerome Servie

Lake Land College, Dental Hygiene
Program, South Route 45, Mattoon 61938
Supervisor: Dr. William E. Ayres

Loyola University, School of Dentistry,
Dental Hygiene Program, 2160 South First
Avenue, Maywood 60153
Supervisor: Ms. Janis Greil

Northwestern University Dental School,
Dental Hygiene Program, 240 East Huron
Avenue, Chicago 60611
Director: Dr. Patricia A. Phagan

Parkland College, Dental Hygiene Program,
2400 West Bradley, Champaign 61820
Coordinator, Dental Programs: Mrs. Jean
Wentling

Prairie State College, Dental Hygiene
Program, 202 South Halsted Street,
Chicago Heights 60411
Coordinator: Mrs. Virginia Stankiewicz

Southern Illinois University, School of
Technical Careers, Dental Hygiene Program,
Carbondale 62901
Coordinator: Ms. JoEllen Wolaver

William Rainey Harper College, Dental
Hygiene Program, Algonquin and Roselle
Roads, Palatine 60067
Coordinator: Ms. Barbara Bensen

INDIANA

Indiana State University at Evansville,
Department of Dental Hygiene, 8600 Univer-
sity Boulevard, Evansville 47712
Supervisor: Mrs. Deborah Lux

Indiana University, Northwest, Dental
Auxiliary Education, 3400 Broadway,
Gary 46409
Supervisor: Miss Mary M. Snyder

Indiana University — Purdue University at
Fort Wayne, Dental Hygiene Program 2101
Coliseum Boulevard East, Fort Wayne 46805
Supervisor: Mrs. Gloria Huxoll

Indiana University — Purdue University at
Indianapolis, School of Dentistry, Dental
Hygiene Program, 1121 West Michigan St.,
Indianapolis 46202
Director: Ms. Evelyn R. Oldsen

Indiana University at South Bend, Dental
Hygiene Program, 1700 Mishawaka Avenue,
Riverside Hall, South Bend 46615
Supervisor: Mrs. Nancy Yokom

IOWA

Des Moines Area Community College,
Dental Hygiene Program, 2006 Ankeny
Boulevard, Ankeny 50021
Director: Mrs. Barbara Johanningsmeier

Hawkeye Institute of Technology, Dental
Hygiene Program, P.O. Box 8015, Waterloo
50701
Coordinator: Mrs. Sarah Turner

University of Iowa, College of Dentistry,
Department of Dental Hygiene, Iowa City
52242
Chairman: Miss Pauline Brine

KANSAS

Johnson County Community College, Dental
Hygiene Program, College Boulevard and
Quivira Road, Overland Park 66210
Coordinator: Ms. Trudy L. Frank Short

Wichita State University, College of
Health Related Professions, Department of
Dental Hygiene, 1854 Fairmount, Wichita
67208
Chairperson: Ms. Virginia Goral

KENTUCKY

University of Kentucky, Community College
System, Lexington Technical Institute,
Dental Hygiene Program, John T. Oswald
Building, Cooper Drive, Lexington 40506
Coordinator: Dr. C. Lawrence Chiswell

University of Kentucky, Community
College System, Madisonville Community
College, Dental Hygiene Program, University
Drive, Madisonville, Kentucky 42431
Coordinator: Ms. Rebecca Garmon

University of Kentucky, Community
College System, Hazard Community College,
Dental Hygiene Program, Hazard 41701
Director: Dr. Joseph Lynch

University of Louisville, School of Dentistry,
Dental Hygiene Program, Health Sciences
Center, P.O. Box 35260, Louisville 40292
Director: Ms. Barbara J. Schnurr

Western Kentucky University, Department of
Dental Hygiene, College Heights,
Bowling Green 42101
Director: Mrs. Ruby Meador

LOUISIANA

Louisiana State University, School of
Dentistry, Department of Dental Auxiliaries,
Program in Dental Hygiene, Medical Center,
1100 Florida Avenue, New Orleans 70119
Coordinator: Ms. Nancy V. Cline

Loyola University, Department of Dental
Hygiene, 6363 Saint Charles Avenue,
New Orleans 70118
Chairman: Dr. Edward E. Levy

Northeast Louisiana University, Curriculum
of Dental Hygiene, 700 University Avenue,
Monroe 71209
Curriculum Director: Mrs. Beverly Jarrell

MAINE

University of Maine at Orono, Bangor
Community College, Dental Hygiene
Program, Lincoln Hall, Bangor 04401
Chairperson: Ms. Hope W. Burns

Westbrook College, Department of Dental
Hygiene, 716 Stevens Avenue,
Portland 04103
Chairman: Ms. M. Diane Curl

MARYLAND

Allegany Community College, Dental
Hygiene Program, P.O. Box 870, Willow-
brook Road, Cumberland 21502
Director: Dr. J. Steven Skupas

Community College of Baltimore, Dental
Hygiene Program, 2901 Liberty Heights
Avenue, Baltimore 21215
Coordinator: Mrs. Gloria B. Riley

University of Maryland, Department of
Dental Hygiene, School of Dentistry,
666 West Baltimore Street, Baltimore 21201
Chairman: Ms. Cheryl Metzger

MASSACHUSETTS

Bristol Community College, Dental Hygiene Program, 777 Elsbree Street, Fall River 02720

Director: Dr. Frances E. Wurtz

Cape Cod Community College, Dental Hygiene Program, Route 132, West Barnstable 02668

Director: Mrs. Suzanne Box

Forsyth School of Dental Hygienists, 140 The Fenway, Boston 02115
Dean: Dr. Ralph R. Lobene

Middlesex Community College, Dental Hygiene Program, Springs Road, Bedford 01730

Chairman: Miss Marjorie J. Short

Quinsigamond Community College, Dental Hygiene Program, 670 West Boylston Street, Worcester 01606

Coordinator: Ms. Annmarie Iverson

Springfield Technical Community College, Dental Hygiene Department, 1 Armory Square, Springfield 01105

Chairperson: Ms. Denise H. Ryan

MICHIGAN

C.S. Mott Community College, Dental Hygiene Program, 1401 East Court Street, Flint 48503

Coordinator: Ms. Susan R. Duley

Delta College, Dental Hygiene Program, University Center 48710

Director: Ms. Cynthia Harvey

Ferris State College, School of Allied Health, Dental Hygiene Program, 901 South State Street, Big Rapids 49307

Director: Mrs. Mary Ann Hashimi

Grand Rapids Junior College, Dental Hygiene Program, 143 Bostwick, N.E., Grand Rapids 49502

Director: Miss Maureen Munger

Kalamazoo Valley Community College, Dental Hygiene Program, 6767 West "O" Avenue, Kalamazoo 49009

Director: Mr. Thomas De Young

Kellogg Community College, Dental Hygiene Program, 450 North Avenue, Battle Creek 49016

Director: Mr. Alexander W. Brebner

Lansing Community College, Dental Hygiene Program, 419 North Capital Avenue, Lansing 48901

Director: Ms. Sally Ann Deck

Oakland Community College, Dental Hygiene Program, Highland Lakes Campus, 7350 Cooley Lake Road, Union Lake 48085

Coordinator: Mrs. Mary Bogucki

University of Detroit, School of Dentistry, Department of Dental Hygiene, 2985 East Jefferson Avenue, Detroit 48207

Chairman: Mrs. Judith A. Schwartz

University of Michigan, School of Dentistry, Curriculum in Dental Hygiene, 1101 North University, Ann Arbor 48109

Director: Miss Pauline F. Steele

MINNESOTA

Mankato State University, Dental Hygiene Program, Box 81, Mankato 56001

Director: Dr. Robert W. Fonda

Normandale Community College, Dental Hygiene Program, 9700 France Avenue, South Bloomington 55431

Director: Dr. James McGrane

University of Minnesota, School of Dentistry, Program in Dental Hygiene, 515 Delaware, Minneapolis 55455

Director: Mrs. Donna Aker

University of Minnesota at Duluth, Dental Hygiene Program, 2400 Oakland Street, Duluth 55812

Director: Dr. Eugene S. Ley

MISSISSIPPI

Meridian Junior College, Dental Hygiene Program, 5500 Highway 19 North, Meridian 39301
Director: Dr. Robert Evans

Northeast Mississippi Junior College, Dental Hygiene Program, Booneville 38829
Director: Dr. Joe M. Cromwell

University of Mississippi Medical Center, Department of Dental Hygiene, 2500 North State Street, Jackson 39216
Chairman: Ms. Mary C. Akerly

MISSOURI

Missouri Southern State College, Dental Hygiene Program, Newman and Dunquesne Roads, Joplin 64801
Director: Mrs. Mary Ann Gremling

St. Louis Community College at Forest Park, Dental Hygiene Program, 5600 Oakland Avenue, St. Louis 63110
Chairperson: Ms. Jean Chaffee

University of Missouri at Kansas City, School of Dentistry, Division Dental Hygienists, 650 East 25th Street, Kansas City 64108
Director: Mrs. Marilyn Harrington

MONTANA

Carroll College, Department of Dental Hygiene, Guadalupe Hall, Helena 59601
Head: Mrs. Jo Anne Karr

NEBRASKA

Central Technical Community College, Dental Hygiene Program, P.O. Box 1024, Hastings 68901
Supervisor: Ms. Judith Davison

University of Nebraska, College of Dentistry, Dental Hygiene Department, 40th and Holdrege, Lincoln 68583
Chairman: Mrs. Alta Young Gatliff

NEVADA

Clark County Community College, Dental Hygiene Program, 3200 E. Cheyenne Avenue, North Las Vegas 89030
Coordinator: Mrs. Barbara Nelson

NEW HAMPSHIRE

New Hampshire Technical Institute, Dental Hygiene Department, Fan Road, Concord 03301
Head: Mrs. Carolyn Hartnett

NEW JERSEY

Bergen Community College, Dental Hygiene Program, 400 Paramus Road, Paramus 07652
Chairman: Dr. Dorothy Kinney

Camden County College, Dental Hygiene Program, P.O. Box 200, Blackwood 08012
Director: Dr. William H. Copperthwaite

Fairleigh Dickinson University, School of Dentistry, Division of Dental Hygiene, 110 Fuller Place, Hackensack 07601
Director: Mrs. Cheryl Westphal

Middlesex County College, Department of Dental Auxiliary Education, Woodbridge Avenue and Mill Road, Edison 08818
Chairperson: Dr. Harmon C. Zacune

Union County Technical Institute, Dental Hygiene Program, 1776 Raritan Road, Scotch Plains 07076
Coordinator: Ms. Joan Levenson

University of Medicine and Dentistry of New Jersey, Program in the Allied Health Professions, Dental Hygiene Program, 100 Bergen Street, Newark 07103
Director: Mrs. Cecelia W. Black

NEW MEXICO

University of New Mexico, Dental Hygiene Program, Novitski Hall, Albuquerque 87131
Acting Director: Dr. Edward DeSantis

NEW YORK

Broome Community College, Dental Hygiene Department, Upper Front Street, Binghamton 13902
Chairperson: Dr. Frederick Johnson

Columbia University, School of Dental and Oral Surgery, Division of Dental Hygiene, 630 West 168th Street, New York 10032
Director: Dr. Dona Wayman

NEW YORK — (continued)

Erie Community College — North Campus
Department of Dental Hygiene, Main Street
and Youngs Road, Buffalo 14221
Director: Joseph Sowinski

Eugenio Maria de Hostos Community
College, Dental Hygiene Department,
475 Grand Concourse, Bronx 10451
Acting Chairperson: Professor Selena
James

Hudson Valley Community College,
Department of Dental Hygiene, 80 Vanden-
burgh Avenue, Troy 12180
Chairperson: Ms. Christine Dalapas

Monroe Community College, Department
of Dental Hygiene, 1000 East Henrietta
Road, Rochester 14623
Chairperson: Dr. Kjellaug L. Gilda

New York City Technical College, Dental
Hygiene Department, 30th ay Street,
Brooklyn 11201
Chairman: Mrs. Barbara W. Markson

Onondaga Community College, Dental
Hygiene Department, Route 173,
Syracuse 13215
Chairperson: Ms. Cleo Malfitano

Orange County Community College, Dental
Hygiene Program, 115 South Street,
Middletown 10940
Chairman: Dr. Milton Jaffe

State University of New York at Farming-
dale, Department of Dental Hygiene,
Melville Road, Farmingdale 11735 (Day
Program)
Chairperson: Mrs. Judith Friedman

State University of New York at
Farmingdale, Department of Dental Hygiene,
Melville Road, Farmingdale 11735 (Evening
Program)
Coordinator: Mrs. Marie Petersen

NORTH CAROLINA

Asheville-Buncombe Technical College
Department of Dental Hygiene, 340 Victoria
Road, Asheville 28801
Chairman: Dr. Kurt H. Traux

Central Piedmont Community College,
Dental Hygiene Program, 1141 Elizabeth,
P.O. Box 35009, Charlotte 28235
Director: Mrs. Marilyn Hayes

Coastal Carolina Community College
Department of Dental Hygiene, 444 Western
Boulevard, Jacksonville 28540
Head: Mrs. Barbara Branche

Fayetteville Technical Institute, Dental
Hygiene Program, 2201 Hull Road, P.O. Box
35236, Fayetteville 28303
Chairman: Mrs. Arlene HoeHN

Guilford Technical Institute, Department
of Dental Hygiene, P.O. Box 309,
Jamestown 27282
Head: Ms. Susan J. Daniel

University of North Carolina, School of
Dentistry, Curriculum for Dental Hygiene
405 Brauer Hall, Chapel Hill 27530
Coordinator: Mrs. Anna Edmundson

Wayne Community College, Dental
Auxiliary Department, Dental Hygiene
Program, P.O. Box 8002, Goldsboro 27530
Coordinator: Mrs. Anna Edmundson

NORTH DAKOTA

North Dakota State School of Science,
Dental Hygiene Program, Wahpeton 58075
Department Chairman: Dr. Rodney J. Casad

OHIO

Cuyahoga Community College, Metropolitan
Campus, Dental Hygiene Program, 2900
Community College Ave., Cleveland 44115
Director: Ms. Donna Homenko

OHIO — (continued)

Lakeland Community College, Dental Hygiene Program, Route 306 & 90, Mentor 44060
Acting Director: Mrs. Cathy Patterson

Lima Technical College, Dental Hygiene Program, 4240 Campus Drive, Lima 45850
Director: L. Robinson

Michael J. Owens Technical College, Department of Dental Hygiene, Caller No. 10,000 Oregon Road, Toledo 43699
Chairman: Miss Pauline Schmidt

Ohio State University, College of Dentistry, Division of Dental Hygiene, 305 West 12th Avenue, Columbus 43210
Director: Dr. Nancy Reynolds-Goores

Shawnee State College, Dental Hygiene Department, 940 Second St., Portsmouth 45662
Director: Dr. James R. Kadel

Sinclair Community College, Dental Hygiene Program, 444 West Third Street, Dayton 45402
Chairperson: Ms. R. Lois McComb

University of Cincinnati, Raymond Walters College, Dental Hygiene Program, 9555 Plainfield Road, Cincinnati 45236
Director: Dr. Ronald W. Krantz

Youngstown State University, Technical and Community College, Dental Hygiene Program, 410 Wick Avenue, Youngstown 44555
Coordinator: Mrs. Alice Setz

OKLAHOMA

Oscar Rose Junior College, Department of Dental Hygiene, 6420 Southeast Fifteenth, Midwest City 73110
Director: Ms. Sarah Nichols

University of Oklahoma, Health Sciences Center, College of Dentistry, Department of Dental Hygiene, P.O. Box 26901, Oklahoma City 73190
Chairman: Dr. Dolores Malvitz

OREGON

Lane Community College, Dental Hygiene Program, 4000 East 30th Avenue, Eugene 97405
Coordinator: Ms. Sharon Savage Hagan

Mt. Hood Community College, Dental Department, 26000 S.E. Stark Street, Gresham 97030
Coordinator: Mrs. Lois Whitford

Oregon Institute of Technology, Dental Hygiene Program, Campus Drive, Klamath Falls 97601
Chairman: Dr. Edward Stuedli

Portland Community College, Dental Hygiene Program, 12000 S.W. 49th Avenue, Portland 97219
Chairman: Dr. Jerome Levine

University of Oregon Health Sciences Center School of Dentistry, Dental Hygiene Department, 611 S.W. Campus Drive, Portland 97201
Chairman: Miss Margaret M. Ryan

PENNSYLVANIA

Community College of Philadelphia, Dental Hygiene Program, 1600 Spring Garden Street, Philadelphia 19130
Coordinator: Miss Dixie Scoles

Luzerne County Community College, Dental Hygiene Program, Prospect Street and Middle Road, Nanticoke 18634
Director: Miss Deborah Wilson

Montgomery County Community College, Dental Hygiene Program, 340 DeKalb Pike, Blue Bell 19422
Chairperson: Mrs. Kathleen Miller

PENNSYLVANIA — (continued)

Northampton County Area Community College, Dental Hygiene Program, 3835 Green Pond Road, Bethlehem 18017
Director of Dental Auxiliary: Ms. Carolyn Harbourt

Temple University, School of Dentistry, School of Dental Hygiene, 3223 North Broad Street, Philadelphia 19140
Director: Miss Betsey Alden

Thomas Jefferson University, College of Allied Health Sciences, Department of Dental Hygiene, Health Sciences Center, Philadelphia 19107
Chairman: Mrs. Linda Kraemer

University of Pennsylvania, School of Dental Medicine, Dept. of Dental Hygiene, 401 Spruce Street, Philadelphia 19104
Acting Chairperson: Charlotte Hangorsky

University of Pittsburgh, School of Dental Medicine, Oral Hygiene Program, 337 Salk Hall, Pittsburgh 15261
Director: Dr. Ruth S. Friedman

Williamsport Area Community College, Dental Hygiene Program, 1005 West Third Street, Williamsport 17701
Coordinator: Ms. Sandra S. Luks

PUERTO RICO

University of Puerto Rico, Department of Dental Hygiene, G.P.O. Box 5067, San Juan 00936
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